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1834-1835  
**VOTES**  
*State and Library*  
**PROCEEDINGS**  
**OF THE**  
**FIFTY-NINTH**  
**GENERAL ASSEMBLY**

**OF THE**  
**STATE OF NEW JERSEY,**

**AT A SESSION BEGUN AT TRENTON, ON THE TWENTY-THIRD DAY OF OCTOBER,  
ONE THOUSAND EIGHT HUNDRED AND THIRTY-FOUR.**

**BEING THE FIRST SITTING.**



**FREEHOLD, N. J.**

**PRINTED BY BERNARD CONNOLLY.**

.....

**1835.**



Wrote Lillian

# LIST OF MEMBERS

OF THE

## LEGISLATIVE COUNCIL.

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Bergen,	The Honorable	CHRISTIAN C. ZABRISKIE.
Essex,		OLIVER S. HALSTEAD.
Morris,		WILLIAM MONRO.
Sussex,		SAMUEL PRICE.
Warren,		CHARLES SITGREAVES.
Hunterdon,		NATHANIEL SAXTON.
Somerset,		JAMES S. GREEN.
Middlesex,		ANDREW SNOWHILL.
Monmouth,		JEHU PATTERSON.
Burlington,		JAMES NEWBOLD.
Gloucester,		JOHN W. MICKLE.
Salem,		WILLIAM F. REEVE.
Cumberland,		DAVID REEVES.
Cape May,		JEREMIAH LEAMING.

LIST OF MEMBERS  
OF THE  
59TH GENERAL ASSEMBLY

OF THE  
STATE OF NEW JERSEY.

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BERGEN.

John F. Hopper, Abraham Lydecker, Peter I. Ackerman.

ESSEX.

Asa Whitehead, Gideon Ross, John J. Bryant, Andrew Parsons, Jonas Smith.

MORRIS.

Joseph Dickerson, Jr., Henry Hilliard, Thomas Muir, Silas Lindsley.

SUSSEX.

Benjamin Hamilton, Joseph Greer, Joshua Shay.

WARREN.

Jacob Brotzman, George Flummerfelt, Henry Hankinson.

HUNTERDON.

William H. Sloan, Sutphin Garrison, William Marshall, John W. Kline, William M'Kee.

SOMERSET.

Cornelius L. Hardenbergh, William D. Stewart, John Brees.

MIDDLESEX.

Richard S. Field, Rolph M. Crowell, Henry Van Dyke, Elias Runyon.

MONMOUTH.

Daniel B. Ryall, Thomas G. Haight, Ananiah Gifford, William Burtis.

BURLINGTON.

Israel Biddle, Benjamin Fish, Amos Stiles, Thomas Page, M. D., Isaac Hilliard.

GLOUCESTER.

Joseph Rogers, Samuel B. Lippencott, William R. Cooper, John R. Scull.

SALEM.

Samuel Humphreys, Joseph Lippencott, Isaac Johnson, 2d.

CUMBERLAND.

Thomas E. Hunt, Isaac Newcomb, Ephrim H. Whitaker.

CAPE MAY.

Richard Thomson.



**MINUTES**

OF THE

**VOTES AND PROCEEDINGS**

OF THE

**59th GENERAL ASSEMBLY**

OF THE

**STATE OF NEW JERSEY.**

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**TRENTON, OCTOBER 28, 1834.**

THIS being the time and place appointed by law for the first meeting of the General Assembly of this State, the following persons, to wit:—John H. Hopper, Abraham Lydecker, Peter I. Ackerman, as representatives for the County of Bergen; Asa Whitehead, Gideon Ross, John J. Bryant, Andrew Parsons, Jonas Smith, as representatives for the county of Essex; Benjamin Hamilton, Joseph Greer, Joshua Shay, as representatives for the county of Sussex; Joseph Dickerson, Jr., Henry Hilliard, Silas Lindsley, Thomas Muir, as representatives for the county of Morris; Jacob Brotzman, George Flummerfelt, Henry Hankinson, as representatives for the county of Warren; Cornelius L. Hardenberg, William D. Stewart, John Breese, as representatives for the county of Somerset; Richard S. Field, Rolph M. Crowell,

Elias Runyon, Henry Vandyke, as representatives for the county of Middlesex; William H. Sloan, John W. Kline, Suthphim Garrison, William Marshall, William McKee, as representatives for the county of Hunterdon; Daniel B. Ryall, Annanah Gifford, Thomas G. Haight, as representatives for the county of Monmouth; Israel Biddle, Benjamin Fish, Amos Stiles, Thomas Page, as representatives for the county of Burlington; Samuel B. Lippencott, Joseph Rogers, William R. Cooper, as representatives for the county of Gloucester; Samuel Humphreys, Isaac Johnson, 2nd, Joseph Lippincott, as representatives for the county of Salem; Thomas E. Hunt, Isaac Newcomb, Ephraim H. Whitaker, as representatives for the county of Cumberland; and Richard Thomson, as a representative for the county of Cape May; appeared in the House, and produced the respective certificates of their election, which being read and approved, Benjamin Hamilton, Esquire, was appointed agreeably to the constitution, to qualify Daniel B. Ryall, Esquire, who being duly sworn, took his seat; and the remaining members present, being qualified by the said Daniel B. Ryall, Esquire, took their seats in the House.

The members proceeded to the choice of Speaker—when Daniel B. Ryall, Esq., of Monmouth, was nominated, and no other person being nominated, he was unanimously appointed Speaker of the House, and took the chair accordingly.

The House then proceeded to the choice of a Clerk, when Richard P. Thompson, of Salem, and David Johnson, of Hunterdon, were nominated, and upon a call of the members present, the votes were as follows:—

*For Richard P. Thompson.*

Messrs. Brotzman,  
 Beece,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Greer,  
 Garrison,  
 Gifford,  
 Hepper,  
 Haight,  
 H. Hiliard,  
 Harknesson,  
 Hardenbergh,

Messrs. Hamilton,  
 Kline,  
 Lydecker,  
 Lindsay,  
 S. B. Lippencott,  
 Mar.,  
 Marshall,  
 McKee,  
 Ryall. (Speaker)  
 Rogers,  
 Shay,  
 Stewart,  
 Sloan. — 26.

*For David Johnson.*

Messrs. Ackerman,  
 Biddle,  
 Crowell,  
 Field,  
 Fish,  
 Humphreys,  
 Hunt,  
 Johnson,  
 J. Lij pencott,  
 Newcomb,

Messrs. Parsons,  
 Page,  
 Ross,  
 Runyon,  
 Smith,  
 Stiles,  
 Thompson,  
 Van Dyke,  
 Whitehead,  
 Whitaker.—20.

Whereupon, it appearing that Richard P. Thompson, of Salem, had a majority of the whole number of votes present, he was declared duly elected Clerk of the House, and after being qualified, took his seat accordingly.

Thomas Combs was appointed door keeper.

Ordered, That the Clerk inform Council that the House have this day met and elected the Hon. Daniel B. Ryall, their Speaker, and Richard P. Thompson, their Clerk, and have proceeded to business.

Ordered, That Messrs. Hardenberg, Muir and Whitehead, be appointed a Committee to prepare and report rules and regulations for the Government of the House.

Ordered, That the Speaker at his leisure proceed to appoint the standing committees of the House.

A message from Council, by James D. Westcott, Esquire, their Secretary, informed the House that Council have this day met, chosen the Hon. Jehu Patterson, of Monmouth, Vice President, and James D. Westcott, Secretary, and have proceeded to business.

The House adjourned till 10 o'clock, to-morrow morning.



## HOUSE OF ASSEMBLY.

WEDNESDAY MORNING, OCT. 29, 1834.

*Ten o'clock A. M., the House met.*

The Speaker announced to the House, the appointment of the following standing Committees of the House :

To examine and settle the accounts of the State Prison—Messrs. C. L. Hardenbergh, Fish, Sloan, Muir, and Hunt.

To settle the Treasurer's accounts—Messrs. Thos. G. Haight, Hamilton, Bryant, Fild, and Rogers.

To dispose of the current printing of the House—Messrs. Wm. D. Stewart, Haight, Crowell, S. B. Lippencott, and Flummerfelt.

To report upon the unfinished business of the House—Messrs. Whitehead, Brotzman, Marshall, Cooper, and Bidle.

To introduce Tax Bill—Messrs. Jos. Dickerson, Brees, Gifford, Hopper, and J. Lippencott.

To introduce an Incidental Bill—Messrs. Greer, H. Hilliard, Garrison, Thompson, and Johnson.

Ordered, That the Clerk inform Council of the appointment of the three first above named standing committees, and request Council to appoint corresponding committees on their part.

Mr. Hardenberg offered the following resolution :

Resolved, That a committee of Council and Assembly (Council concurring,) be appointed to inform the Governor, that both Houses have met and organized, and are ready to receive any communication he may be pleased to make.

Read, and

Agreed to, and

The Speaker appointed on the part of the House, Messrs. Hardenbergh, Lindsley, and Lydecker.

Mr. Muir offered the following resolution :

Resolved, That the Clerk inform Council that the House of Assembly is ready to go into Joint-Meeting for the purpose of appointing a Governor and Senator, Judge of the Supreme Court, Clerks of Essex and Salem, and such other Civil and Military officers as may be necessary.

Which was read, and

Agreed to. .

Mr. Hankinson offered the following resolution :

Resolved, That a Committee be appointed to inquire whether any, and if any, what alterations ought to be made in the act passed the 10th day of June, 1799, for the collection of Taxes, and that they have leave to report by bill or otherwise.

Read, and

Agreed to, and

Referred to Messrs. Hankinson, Shay, and Ross.

Mr. Haight presented a petition from William Potts, a revolutionary soldier of the county of Monmouth, praying pension, &c.

Read, and

Referred to Messrs. Haight, M'Kee, and Runyon.

Mr. Hardenbergh, from the committee on that subject, reported Rules for the Government of the House.

Which were read, and

Agreed to,

And one hundred copies ordered to be printed for the use of the House.

Mr. Sloan offered the following joint resolution :

Resolved by the Council and General Assembly of this State, That the Commissioners appointed by the Governor of this State under the joint resolution of the Council and Assembly of this State, of 17th January, 1833, authorizing him to appoint Commissioners to meet Commissioners on the part of the State of Pennsylvania, to examine and report according to the provisions of the said resolution, be authorized and required to employ a competent and disinterested Engineer to examine the obstructions at and near Wells' Falls, in the river Delaware, and at Scudder's Falls, at the head of the Delaware Falls Water Company, and report to said Commissioners.

Which joint resolution was read, and

The rule being dispensed with, it was read the second time, and

Ordered to be printed.

House adjourned till 3 o'clock, P. M.

WEDNESDAY AFTERNOON, OCT. 29, 1834.

*House of Assembly met at 3 o'clock.*

Isaac Hilliard, Esq., member elect of the county of Burlington appeared, presented his certificate of election, was qualified, and took his seat in the House.

The joint resolution relative to the appointment of an Engineer to survey obstructions in the river Delaware,

Was called up, and

The rule being dispensed with, the same was

Read a second time,

Amended, and

Ordered to be engrossed for a third reading.

And the rule being again dispensed with,

The said joint resolution having been first engrossed,

Was called up on its final passage, and

Upon a call of the House was

Passed unanimously.

Ordered, That the Clerk inform Council of the passage of said joint resolution, and request their assent thereto.

Mr. Hamilton offered the following resolution :

Resolved, That a committee be appointed to examine and take into consideration the Poor Laws of this State, and report to the House by bill or otherwise, what alteration, if any, in their opinion, is necessary.

Which was read,

Agreed to, and

Referred to Messrs. Hamilton, Parsons, and Kline.

Mr. M'Kee offered a resolution, directing the Door Keeper to employ a boy to assist him in the discharge of his duties.

Which was agreed to.

Mr. Greer presented the abstract of rateables of the county of Sussex.

Mr. Runyon the abstract of Middlesex.

Mr. Jos. Lippencott the abstract of Salem; and

Mr. Ackerman, the abstract of Bergen county.

Which was severally laid on the table.

Mr. Hamilton offered a resolution relative to the supply of newspapers for the use of the members of the House.

Which, after being amended

On motion of Mr. Whitehead,

Was agreed to as follows :



Resolved, That the door keeper of this House be authorized to furnish, at the expense of the State, to each member of this House, two such weekly newspapers printed in this State, as the said members may respectively direct.

Mr. Biddle presented the abstract of rateables of the county of Burlington, which was ordered to lie on the table.

A message from Council by Mr Westcott, their Secretary, informed the House of Assembly that Council have appointed the following committees on their part, to act with those appointed by the House :

To wait on the Governor and inform him that both Houses are organized and ready to receive any communication he may be pleased to make—Messrs. Halstead and Mickle.

To settle the State Prison accounts—Messrs. Sitgreaves and Snowhill.

To settle the Treasurer's accounts—Messrs. Saxton and Leaming.

To dispose of the current printing—Messrs. Zabriskie and W. F. Reeve.

House adjourned till 10 o'clock to-morrow morning.

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## HOUSE OF ASSEMBLY.

THURSDAY MORNING, OCT. 30, 1834.

*Ten o'clock the House met.*

Ordered, That Messrs. Sloan, Page Humphreys, Newcomb, and Van Dyke, be a committee to report a Support Bill.

Mr. Parsons presented a petition from inhabitants of Pater-son, in the county of Essex, praying the incorporation of a company to manufacture cotton, wool, flax, and silk.

Read, and

Referred to Messrs. Parsons, Ackerman, and Hilliard.

Mr. Hankinson presented a petition from sundry inhabitants of Warren, praying the repeal of a certain law, passed

February 6, 1813, incorporating a company to make an artificial road, called the Spruce Run Turnpike Company.

Read, and

Referred to Messrs. Hankinson, Greer, and Kline.

Mr. Hardenbergh offered the following resolution:

Resolved, That a committee be appointed to inquire and ascertain what compensation has been, or ought to be given to the late compiler of the Laws of this State, Jonah Harrison, Esq., and what number of copies of said Laws the State have received, with leave to report by bill, or otherwise.

Read, and

Agreed to, and

Committed to Messrs. Hardenbergh, Cooper, and Whitaker.

Mr. Sloan presented abstract of rateables of Hunterdon.

Mr. Haight offered the following resolution:

Resolved, That this House will hold an adjourned sitting at this session of the Legislature.

Read, and

Ordered to lie on the table.

Mr. Hardenbergh, from committee appointed on that subject, reported that they had waited on his Excellency, the Governor, and that he would communicate a Message to the House, at 3 o'clock, this afternoon.

House adjourned to 3 o'clock, P. M.

THURSDAY AFTERNOON, OCT. 30, 1834.

*Three o'clock the House met.*

A message from Council, by Mr. Westcott, their Secretary, informed the House that Council would be ready to go into Joint-Meeting at 10 o'clock, A. M., of Friday, October 31, in the Assembly room.

John R. Scull, member elect from Gloucester, appeared, produced his certificate of election, was qualified, and took his seat.

The Speaker communicated to the House the following message from his Excellency, the Governor:

## GOVERNOR'S MESSAGE.

*To the Legislative Council, and  
General Assembly of the State of New Jersey—*

IN meeting you again at the time prescribed by the Constitution, permit me to tender to you my salutations, and to congratulate you that we have convened under auspicious circumstances. By the favor of a benignant Providence we have been mercifully preserved through another year, from foreign war, and intestine commotions, with all their train of moral and physical desolations. The Pestilence has been stayed upon our very border, and the blessing of health been generally enjoyed. In some parts of the State, the earth has failed to yield her usual increase, and the hopes of the husbandmen have been partially blasted. Still, we have enough, and to spare. Taken as a whole, our State has been prosperous. And whilst we have cause for gratitude to the Most High, that his mercies to us have been so great, it becomes us, from the partial visitations of his Providence, to learn wisdom as a people, and humbly acknowledge that our temporal comforts, as well as our final destiny, are entirely in his hands. "Except the Lord keep the city, the watchman waketh but in vain."

In laying before you an exposition of the affairs of the State, as it is my duty to do, I have nothing very special or interesting to communicate.

The agreement or treaty entered into by the Commissioners of this State, and the State of New York, and which was ratified by both states, at the last session of their respective legislatures, has since been agreed to by the Congress of the United States, and is now permanently binding. It is a matter of congratulation, that this delicate controversy, has, at length, been honorably and advantageously adjusted.

No agreement has, as yet, been concluded with the State of Pennsylvania, in relation to the use of the waters of the Delaware. The Commissioners, it is understood, have met and made some progress. It is very desirable that every question involving our own rights, and those of our sister State, should be speedily put at rest. Though not difficult in themselves (as is conceived) they are of growing interest



to the prosperity and business of the two States. They can be more easily settled now, than in time to come; and it is hoped, as well from the high character of those to whom this negotiation has been intrusted, as from the important matters involved in it, that it will be brought to a just and speedy conclusion.

The Commissioners for building the new State Penitentiary have prosecuted their labor with commendable diligence; and spared no pains to render the structure permanent, and useful. The exterior wall and main building are nearly finished, and one block of cells, containing eighty-eight apartments, is in such a state of forwardness as to ensure its completion in the early part of the next season.

In February last the legislature appropriated fifty thousand dollars towards the work, and authorized a loan to that amount. Of the sum thus appropriated, \$27,000 has been loaned from the Trustees of the School Fund, and \$20,000 from the Trenton Banking Company, at an interest of five per cent., redeemable at the end of two years, from the first day of January next, for which the faith of the State is pledged. The balance has been furnished out of the Treasury. It was thought advisable to make a temporary loan of the Bank, rather than disturb the permanent investments of the School Fund; and the time of re-payment was postponed for two years, because by such postponement, the loan could be obtained on more favorable terms, and because it may not be convenient for the State to re-imburse it at an earlier period.

The amount thus far appropriated for the Prison is ninety thousand dollars. Nearly the whole of this has been expended, and it is necessary that another appropriation be made at an early day. The Commissioners will present to you a detailed account of their operations, from which you will learn how the money has been applied. The expenditures have considerably exceeded the estimates, owing to various alterations made in the original plan, but I trust they will be approved by the legislature. We are erecting an edifice, the benefit of which will be felt, not by ourselves only, but by those who are to follow us in generations to come; and I am satisfied, that a stinted economy would prove in this, as it does in other matters, the worst kind of extravagance. It is consoling to know that we are expending our money in the cause of humanity. If we shall effectually aid in the great work of moral reform, and restrain from the commission of crime, it will not be spent in vain.



I doubt not, that our Prison will be the most perfect in design and execution in the United States. The intelligent architect who directs its construction, has added to it every improvement which his experience could suggest, and his efforts have been assisted by the care and attention of the Commissioners.

The plan of solitary confinement, with labor, adopted by the State, is gaining friends among those who have devoted much attention to the subject. It is peculiarly fitted for that profitable meditation which tends to reform the unfortunate convict, reclaim him from vice, and finally restore him to the bosom of society. This is the blessed end we have principally in view; and if it shall be attained in any good degree, our best hopes will be realized. It is not desirable that the Prison should be a source of profit to the State. If it will pay its own expenses, while it subserves the cause of benevolence, we shall have reason to be satisfied.

The operations of the old Prison have resulted more favorably this year than the last. After deducting from its earnings, the amount of its expenses, the salary of its officers, and the sum paid by the State Treasury for the transportation of convicts—the loss sustained is but \$51.68; being less than the loss of last year, by nearly one thousand dollars. The number of prisoners is also materially diminished. There were one hundred and fourteen in confinement on the 30th September—at the same time last year the number was one hundred and twenty-six.

But a few years since, there were upwards of one hundred and fifty convicts within the walls at one time. The sensible diminution experienced within the last two years, is attributed by the warden to the fear of confinement in the new Prison, entertained by those whose business it is to violate the law. That this is true to a considerable extent I have no doubt; and it encourages us to hope that the number of prisoners will in future be permanently lessened.

The Treasurer will present to you a statement in detail of the concerns of the Treasury for the year. It is only necessary for me to say that the balance in his hands after liquidating the ordinary expenses of the State, and paying off a loan of \$11,000, made last year for the new Prison, is four thousand nine hundred and six dollars and twenty-five cents.

There will be due from the Camden and Amboy Rail Road and

Transportation Company, and the Delaware and Raritan Canal Company, on the first day of January next, the sum of twenty-five thousand dollars, being the balance of the amount of commutation for tolls and transit duties for the current year,—and if a dividend should be made on the stock before that time, there will be receivable from that source six thousand dollars, making in the whole thirty-one thousand dollars, to be applied to the expenses of the coming year.

The amount of the school fund at the present time is two hundred and thirty thousand eight hundred and eighty-one dollars and sixty-four cents. The whole is safely invested in stock and other securities, yielding an annual interest of 5 and 6 per cent.

This fund must increase very slowly under existing circumstances. It requires nearly all its interest to be added to the tax on Banks, to make up the sum of twenty thousand dollars, appropriated and paid annually in support of common schools. It is only the surplus of each year that is added to the principal. The amount to be added this year is about three thousand seven hundred dollars.

I need not trouble you with any remarks on the subject of education generally. You are the representatives of a free people, and I may not doubt that you all feel its importance. You will excuse, however, a few practical observations upon the situation and character of our schools and seminaries, and the means hitherto adopted by the State to diffuse intelligence among the people.

And first, as to our common schools. In the aggregate they are confessedly inferior to those of some of our sister states. The branches taught are the most ordinary; the mere elements of information,—and they are often taught very defectively. There is no uniformity in the mode or the system of instruction,—nor is there even an approximation to it. Many of our teachers are not well qualified in point of intelligence, and some, it is feared, are not fitted to form the morals of our youth. They are not well compensated, and the business of teaching in our common schools, is far from being as respectable in public estimation as it should be. The consequence is, that the cause of education makes little progress. Small as it is, we have not the means of forming even a tolerably accurate opinion of it. The State has expended one hundred thousand dollars within the last five years to aid our common schools—and what has been the

result? In what particular way have the funds been appropriated? How many children have received assistance in their education? Have any been sent to school, who, without such assistance, would have remained at home? What amount has been raised by the community to aid the annual appropriations made by the State? Has the standard of education been raised—the character and qualifications of the teachers improved? Is there a growing interest upon the subject, in the community? What proportion of our children are receiving the blessings of education? Are the benefits derived, and the amount of money annually expended, in any degree correspondent with each other? Upon all these matters we are profoundly ignorant. The Trustees of the School Fund have not, within the whole five years, been furnished with materials for a single report to the Legislature on these interesting particulars. More information in regard to the state of Education among us, was collected and communicated in 1828, by a few public spirited individuals, than has been conveyed through any other channel.

The whole goes to show that our common school system is radically defective. It must be corrected, if we hope to reap benefit from the money we are constantly expending. How shall this correction be made? It is an important question, and I know there is difficulty in giving to it a satisfactory answer, but it is due to the character of the State, that the difficulty be met and surmounted, if possible. There must be more order and arrangement in the system; more life and energy must be infused into it; there must be some accountability on the part of those who receive the public funds, or the whole will soon become worthless, and our money be spent in vain.

It is not my province to go further into particulars. I submit the matter to your wisdom, in the confident hope, that it will receive, what it assuredly merits at your hands, careful and anxious investigation.

Our higher seminaries of learning are increasingly prosperous, and it argues well for the growing intelligence of our citizens, that the number of our own children, who are educated in our Colleges, is steadily enlarging. Formerly, these institutions were principally filled with youth from other States; now they form but a small proportion. Most of our educated young men still think it necessary to pursue some one of the learned professions; as though honor, and wealth, and fame, were to be found nowhere else. This delusion must soon pass



away; and I hope the time is at hand when many of them shall be found turning their attention to agricultural pursuits—or the mechanic arts—or the useful and honest employment of teaching. All these present ample fields for industry and talent, and open up many avenues to distinction and prosperity. The respectability and usefulness of the occupation of public teaching has been greatly undervalued. Public sentiment is undergoing a change in relation to it; and there is reason to believe that it will soon take its proper rank, and exert its proper influence upon society.

Our Colleges deserve encouragement and patronage from the State. They have elevated our character, and silently but effectively contributed to the stability of our institutions, by diffusing liberal principles. They need aid to enlarge the sphere of their usefulness; and if the State shall feel itself able, at any time, to render them assistance, the investment will in the end be profitable to all.

In February, 1830, a law was enacted prohibiting the passing and circulating of foreign bank notes, under the denomination of five dollars, excepting those of the banks of New York city. A principal object was to prevent impositions on those classes of society, who are the greatest sufferers when banks become insolvent, or their notes are counterfeited. The enactment was observed for a time, but is now a dead letter. I recommend to the Legislature the re-enactment of this prohibition, with an increased penalty annexed to it; and that it be made general so as to include all foreign notes.

In addition to this, I would respectfully submit the propriety of taking means to restrain the issuing and circulation of all bank notes of a less amount than five dollars, as soon as it may be done consistently with the public interest.

It must be admitted by all that the amount of our specie currency is too small for the amount of our paper circulation. This last, instead of being the representative of the former, has become its substitute. It increased from the year 1804, when the first bank was incorporated in this State, with a steady and accumulating force, until the precious metals were almost entirely banished. Recent events have led to a partial restoration, and there is no doubt they will again become in general use, and continue so, if proper measures are taken to favor such a result. One of these means is to stay the multiplication of banks, and another to restrict the issuing of small notes. Experience has shown that gold and silver, as a common



circulating medium, cannot compete with paper. The less valuable will always prevail over the other and compel it to disappear. If the cause be taken away the effect will cease. If small bank notes are withdrawn from circulation, the vacuum will be supplied by the precious metals; and the community will have ensured to them, to a certain extent, a safe and stable currency, not liable to perish on their hands, or to be seriously affected by the revulsions of credit. Such a measure will be important to the agricultural and laboring classes of our population. They most need protection. They have suffered most from spurious paper and the insolvency of banks, though least able to bear the loss, and least benefitted by banking institutions.

In Pennsylvania, no notes have been issued or circulated for several years, smaller in amount than five dollars. It occasions no inconvenience, nor was any felt, even when specie was much less abundant than it now is. There is reason to believe other States will follow the example of Pennsylvania. I cannot doubt myself that we shall be greatly relieved by such a measure, and by a more jealous exercise of the power of creating new banks.

In June last the Delaware and Raritan Canal was opened for use, and is now in successful operation. For size and excellence and durability of construction, it is unrivalled in the United States. Connecting, as it does, the two great cities of New York and Philadelphia, time will prove whether it does not deserve to rank first in point of utility and importance. There is cause for congratulation, that a work so long in contemplation, so earnestly and perseveringly contended for, and so often defeated, is at length entirely finished. It is a proud monument of the intelligence and public spirit of those who conceived the plan, as well as those who carried it forward to its final completion. Its benefits are already experienced by the community, and every year will develope more fully its growing importance. The right which the State has in the canal, with the privilege of redemption, renders its prosperity interesting to us all.

During the past year the Morris Canal has done a successful business. Its increasing commerce shows that the importance of a line of communication between the waters of the Delaware, the Passaic, and the Hudson, is more extensively appreciated. This work will always be looked upon with interest. It was the first of its kind in the State, and was

commenced, carried on, and completed, under many difficulties and embarrassments. The country it traverses has been greatly benefitted, and it is hoped that its proprietors may yet be rewarded. Our interest in its increase is from the fact, that by the terms of its charter, it will, in another year, contribute annually to the income of the State; and that the amount thus contributed will materially aid the fund for the support of common schools.

The New Jersey Rail Road is also in operation from Newark to the Hudson. The exchange of stock authorised by a law of last session, has been made, and the sum of \$12,500, being part of the school fund, is now invested in stock of the Newark Turnpike Company, yielding an interest of at least eight per cent. per annum.

The compilation of the public laws since the last revision, ordered by the act of 1833, has been completed by the Compiler, and is now ready for delivery. It will be necessary to make provision for the distribution of the copies subscribed for by the State, and for defraying the expense incurred.

Permit me to call your attention to the fact, that the State has no building for the use of the Treasurer. The books, papers, and documents, connected with that office are of great importance to the public, and ought not to be subject to the ordinary risks of loss. I venture to suggest the propriety of causing a fire proof office to be erected on some part of the public grounds, and of requiring, that after its completion, all the public records and papers belonging to the Treasury Department be deposited there.

The State Library needs further aid from the Legislature. The Act of 1824, appropriating \$200 a year for its gradual increase, will expire very shortly by its own limitation. I recommend its continuance. Whether the annual appropriation has all been expended, and how it has been applied, I am not able to say. The Librarian, or the surviving members of the committee, appointed by the act above mentioned, to direct the disbursement, will give you information.

On a former occasion, I took the liberty of adverting to the importance of a geological survey of the State; and I would now recal it to your attention. I am induced to believe that such survey would lead to the discovery of valuable mineral and metallic resources. A small appropriation will be sufficient

to commence with, and I think it due to the State, as well as to the intelligence of the age in which we live, that a commencement be made.

I cannot close this message without assuring you of my co-operation in all measures for the public benefit, so far as the power assigned me by the Constitution will allow.

May all your deliberations be directed by that wisdom which is from above, and result in the promotion of our best interests.

PETER D. VROOM.

*Trenton, October 29, 1834.*

Which was read, and

Ordered to lie on the table, and five hundred copies of the same to be printed.

The Speaker also communicated to the House the following Report from the Commissioners appointed to superintend the erection of the new State Penitentiary, accompanied by a report of John Haviland, Esq., Architect.

## REPORT.

*To the Honorable the Council, and*

*General Assembly of the State of New Jersey.*

THE undersigned, Commissioners appointed to erect a new State Penitentiary, in pursuance of the act entitled, "An Act to provide for the erection of a New State Penitentiary," very respectfully report to your Honorable bodies, That since the report which was made to the Legislature in October last, the work has been steadily progressing and leaves no room to doubt that the work of another season will complete the edifice ready for the reception of the convicts. By a reference to the report alluded to, contained in the minutes of Assembly for the past year, information may be obtained in relation to the commencement and progress of the work up to that period. It is not, therefore, deemed necessary to recapitulate the statements contained in that communication, but the undersigned very respectfully refer your Honorable bodies to it, for information connected with the general arrangements and operations of the building.



The first section of the Act providing for the erection of the Penitentiary, reads as follows, after the enacting clause, "That a State Penitentiary, capable of holding one hundred and fifty prisoners, on the principle of separate confinement, with hard labor, shall be erected on the lands belonging to the State, contiguous to where the present Prison now stands; and the yard to be so constructed that one hundred and fifty cells may be added, should they become necessary."

The construction which has been put on the above section, is, that the number of cells is limited to one hundred and fifty. The undersigned respectfully suggest a modification of the laws, so far as to authorize the erection of two blocks of cells, of the same dimensions as the one now in progress; and which two blocks will then contain one hundred and seventy-six cells. It is desirable that corresponding blocks be erected, both on account of beauty and convenience; and as it is contemplated to erect a second block, on the same radius and corresponding with the present one, we have no hesitation in recommending, that authority be given to carry it out to the full extent, which the area within the surrounding wall will admit. The increased expense will be inconsiderable; and if now erected it will not be necessary for a long period, perhaps never, to build a third block. An extension is not practicable after the cells are once erected—on account of the connexion of the various pipes which pass through them. The number of convicts has heretofore approximated towards one hundred and fifty, and no doubt if we may judge by their gradual increase, beyond the ratio of the increase of population, a few years hence will find their number to exceed that amount. Whenever this occurs, either another block of cells must be erected, or an inroad made into the system of separate confinement of the convicts. Is it not better, therefore, that an excess of thirty or forty cells, over and above the present number of convicts, be erected in one range, at a small additional expense, than to risk the necessity of being compelled to erect a third block, at a period not very remote, at many times the expense; and the derangement of the whole economy of the Prison? We respectfully submit these views for the definite action of the Legislature; should they be approved, authority must be given to the Commissioners to carry what they recommend, into effect. As it is contemplated to commence the second block the ensuing spring, the matter must receive a final decision from the present Legislature. The work, no doubt, will have progressed nearly to its completion; and too late to receive any benefit from the action of another Legislature.



The whole structure may be divided into four principal divisions. The external or surrounding wall, twenty feet high above the ground, four hundred and eighty-five feet in front, by three hundred and twenty-four feet in depth, was commenced last season, and at this time is seven-eighths finished. The front is laid with cut stone, and a stone coping. The other parts with hammer dressed, to be covered with shingles.

The second division of the work is the main front building and Observatory. This also was commenced the last season and is in the same state of forwardness as the preceding. The front is of cut stone, the remaining portions of hammer dressed, and in the rough. It will be ornamented by a Portico and Columns, and surmounted by a Belfrey, twenty feet high above the roof, and is generally admired as a beautiful specimen of Architecture. Official functionaries, appointed for the purpose of examining and inspecting the various Prisons of the United States and elsewhere, from England, France, Canada, and some of the States, have visited the New Penitentiary, and all unite in giving it a preference, as well in usefulness and simplicity of design, as in workmanship, over all which had previously been examined.

The third and fourth divisions embrace the two blocks of cells, one of which was commenced the early part of the present season, and at this time is in such a state of forwardness as to require the labor of about five weeks to enable us to enclose it with a permanent roof. About the same proportionate amount of labor and expense, will then have been employed on this block of cells, as on the first and second divisions. There will, therefore, remain for the work of another season, the finishing of the three divisions enumerated, and the entire erection of another block of cells. The completion of the whole structure, including the erection of a second block of cells, as the work of another season, will not be quite equal in labor and expense to that of the present season. The stone cutting, heretofore a heavy portion of the work, will be nearly finished, and a comparatively small number of workmen on this branch will be sufficient. In reference to the steady progress of the work the present season, it is proper to qualify the statement by communicating some circumstances which have had a tendency to retard the work more than it otherwise would have been. The first is a turn out of the stone cutters, for higher wages, or a less number of hours for labor. The undersigned were unwilling to com-

ply with their demands; the result was, they abandoned the work in a body, and it was not until the lapse of two or three weeks, another gang of men were obtained on terms that was satisfactory. The break in the canal prevented stone from being brought from the quarry as rapid as they were used, for a short period, and the present autumn unusual sickness has prevailed amongst the workmen to such an extent, that not more than three-fourths of the compliment of hands were able to work. Annexed to this report is an estimate in detail of the total cost of finishing the entire edifice, including the erection of a second block of cells of the same dimensions as the first. A correct practical data of the cost of erecting a second block, may be had from the experience of erecting the one now in progress; and the work is now sufficiently advanced to enable us to estimate the expense of finishing with a great degree of accuracy. According to estimates heretofore furnished, the work should have been further advanced to correspond with the amount of the expenditures. From this fact, it might appear the estimates were too low; but the deficiency, in a great measure, is owing to alterations and improvements on various portions of the work, both in materials and workmanship. Had the whole structure been built, as originally designed, in dimensions, workmanship, and materials, we are not sure but what the estimates would have been ample. It is the charge in all these particulars, which causes the additional expenditure; and which have been adopted only after mature deliberation and advice, as will be perceived. The amount requisite to finish the undertaking, is fifty-eight thousand dollars, exclusive of the balance of the last appropriation. It is presumed a final and adequate appropriation will be made by the present Legislature, but probably not until the subject has been properly examined by a competent committee. The situation of the work at this time to be closed securely and advantageously for the season, will require the expenditure of a larger sum than the balance remaining of the appropriation made by the last Legislature. In case there should be an adjourned session, it will be necessary, to enable us to continue the work up to as late a period as we contemplate, and which, to ensure the perfect security of the work, we deem important, that an appropriation of ten thousand dollars be made before the adjournment. This amount was appropriated last year under similar circumstances, and is now called for, as well by the considerations mentioned, as the necessity that the quarrying operations should be continued during the winter.

There is a large body of earth and refuse stone lying on the top of the Quarry; this it is necessary to remove before good stone can be obtained: and after the work shall have been discontinued on the building, the horses and carts may be removed to the quarry, and kept employed during the winter in preparing the quarry for the work of another season. It is also desirable that the blacksmith work for the second block of cells, and the carpenters' work on the main front building and observatory, should be continued without any suspension. The accounts of receipts and expenditures have, at intervals of about three months respectively, been audited and stated by the State Treasurer up to the twenty-first day of the present month; the vouchers filed with him, and the accounts, as stated in detail, presented to his Excellency, the Governor, with such information annexed, respecting the progress of the work, as was thought necessary to communicate. By which it will appear, that the sum of eighty-five thousand and sixty-five dollars has been paid out since the commencement of the operations; and the receipts from the State Treasurer, during the same period, have amounted to the sum of eighty-five thousand and fifty-four dollars and fifty-seven cents, including the sum of fifty-four dollars and fifty-seven cents received for tools—by which it will appear that the sum of ten dollars and forty-three cents has been paid over and above the amount of receipts.

The outstanding debts, as far as bills have come in, amount to two thousand and twenty-two dollars and sixty-six cents; seven hundred and forty-three dollars of which amount is owing to the account of the Inspectors and Keeper of the State Prison, for materials furnished. The appropriation made on the passing of the act authorising the erection of the New Penitentiary, two years ago, was thirty thousand dollars. The appropriation last year, sixty thousand dollars, all of which has been drawn, excepting the sum of five thousand dollars. As a large number of hands are now employed, pushing the work to its termination for the season, this last sum will very soon be drawn and expended.

The aggregate amount of the disbursements is comprised of the following items, to wit: For labor, eighteen thousand five hundred and ninety-eight dollars and ninety-six cents; Scudder's quarry, eighteen thousand two hundred and twenty-eight dollars and twenty-seven cents; stone cutting, eleven thousand four hundred and sixty-four dollars and twenty-three cents; iron and steel, eleven thousand one hundred and twenty-three dollars and one cent; salaries, six



thousand four hundred and thirty-three dollars and seventeen cents; lumber, five thousand eight hundred and twenty-two dollars and thirteen cents; bricks, two thousand seven hundred and sixty dollars and fifty-five cents; lime, two thousand six hundred and eighty-nine dollars and eighty-eight cents; carting, two thousand one hundred and seventy-seven dollars and twenty-five cents; Dean's quarry, nineteen hundred and seventy-one dollars and forty-three cents; guard, thirteen hundred and ninety-five dollars and twenty-five cents; real estate, one thousand and sixty dollars; Scully's quarry, five hundred and seventy-four dollars and seventeen cents; and incidentals, nine hundred and seventy-nine dollars and seventy cents—making, in all, the above amount of eighty-five thousand and sixty-five dollars. It may be perceived from the above, that the whole has not been directly expended on the building; one thousand and sixty dollars has been paid for a tract of land, lying in front of the Penitentiary; six horses and carts have been purchased; tools and implements of various kinds; falls and tackles, and many other articles, which will be sold on the completion of the edifice, and the proceeds applied towards liquidating the cost of its erection. There is, besides, materials on hand to a considerable amount, consisting of cast iron pipes, and other castings, stone, lumber, and shingles, &c. &c.

In addition to the above amount of receipts and disbursements, it may be proper to observe, that, by an arrangement made with the Inspectors and Keeper of the Prison, previous to commencing operations, a charge was to be allowed against the Commissioners for erecting a New Penitentiary, of sixty-two and a half cents per day for the labor of each convict employed on the work of the New Penitentiary, and one dollar per day for the use of the prison horse and cart. The labor of the convicts, and the use of the cart and horse, under this arrangement, up to the first instant, amounts to eight thousand and thirty-nine dollars and twenty two cents. This charge is a legitimate item, in calculating the total expense of erecting the edifice. The labor of the convicts should be estimated at its intrinsic value, making a proper allowance for the cost of having them properly guarded. Whether the price specified for the labor of the convicts, which was fixed before any experience was had as to the value of their labor, is not too high, has now become a question. When a final report shall have been made, such a value will be placed on their labor as the experience, during the whole progress of the building, shall teach to be just and reasonable. The charge being only a nominal one, to enable



the Keeper and Inspectors to keep their books according to law, nothing, of course, has been paid. The State equally sustaining and controlling, both the building of the New Penitentiary, and the operations of the Old Prison, a number of the prisoners, varying from thirty to forty, are still employed in the different branches of the work, and they continue to conduct themselves in an orderly manner. Two, however, have contrived to escape during the present season. One of whom has been recovered; no intelligence has been received of the other; and so long a period has elapsed, that it is not probable he will be taken. The number of convicts employed in blacksmithing (all of which work, with the exception of that of a master blacksmith, has been done by convicts,) is six. There are five convicts employed in carpentering; in this branch, also, there has been no labor but that of the convicts, until a very recent period, with the exception of that of the master carpenter. The remainder of the convicts are laborers. There is not a stone-cutter, or a mason, so far as can be ascertained, amongst the whole number of convicts now in confinement in the Prison.

The number of persons employed, exclusive of convicts, is of masons and bricklayers, thirty-eight; stone-cutters, twenty-eight; carpenters, six; laborers, sixteen; cart drivers, six; guards, three; quarrymen, sixteen—which number does not include persons employed in boating stone by contract, and others furnishing different materials for the edifice.

All of which is respectfully submitted.

JOSEPH KAIGHN,  
WILLIAM R. ALLEN,  
EDWARD S. McILVAINE.

*New Penitentiary Commissioners' Office, Lamberton,* }  
October 27th, 1834.

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*Site of the New Jersey Penitentiary at Lamberton, near  
Trenton, October 24th, 1834.*

GENTLEMEN :—

As soon after the appropriation was made as the weather permitted, which was early in April this season, the necessary

preparations were made with energy; contracts for the several kinds of materials required were advertised for and made on advantageous terms, with competent and responsible persons. The building mechanics of their several classes, secured, and other necessary arrangements made to carry on the works with the desired rapidity and success.

The temporary covering was removed from the unfinished masonry, stone and brick works, and found sound and uninjured by the winter weather.

The works then commenced, and have continued without interruption up to the present period, with the following number of workmen, to wit:

- One master mason, thirty journeymen do.
- One master stone-cutter, thirty journeymen do.
- One master carpenter, four journeymen do.
- Fifteen free laborers, thirty prisoners do.
- One master mortar maker, and one master blacksmith.

To judge better of the extent of the work performed this season, it will be necessary to state the stage of its progress, as left at the termination of the works last season.

The centre building, which is sixty feet in width, by one hundred and twenty-four feet in length, built fire proof, two stories in height, on a half basement, was carried up to the window sills of the second story. Four rooms of the first floor not arched. The cut-stone front only up to the first floor. The east wing wall up to the belting course. The west wing wall to the basement. The corner bastions averaged six feet in height. The remaining external walls about eight feet above ground. And the large diagonal block of cells not commenced.

The arches of brick work and masonry of the front buildings is now completed. All the walls carried up, and every feature of the cut-stone front in connexion with it finished, and the whole covered with a substantial roof, slated and finished with copper gutters, in the best workman-like manner. The floors are also laid, and the sash prepared for glazing and fixing, previous to the approaching winter.

The eastern tower and wing of the principal front wall is entirely finished, and the corresponding western one so nearly so as to promise its completion this season.

The south-eastern wall is completed and capped with its permanent shingled coppering. The two remaining external walls have not progressed this season. Our whole force having been put upon the block of cells, which is a two story fire proof building, forty-eight feet wide by two hundred and twenty-nine feet in length, containing eighty-eight cells and eight work shops, radiating by a covered passage to the observatory in the centre building. This large and important section of the place embraces a considerable quantity of masonry, brick work, carpentry, and smith work, and is so nearly completed that a month's further work will insure its permanent roof on.

By measurement and calculation of the work performed during the present season, as contained in the before described work, I find it to amount as follows :

Ten thousand yards of excavation ; four thousand perches of select masonry ; three thousand five hundred perches of common masonry ; fifteen thousand feet of cut stone ; twenty-five thousand feet of hammer dressed stone ; and six hundred thousand bricks laid, besides considerable smith work, slating, coppersmith's work, &c.

Every branch of the above work has been done in the best and most approved manner, embracing all the latest improvements in this class of building, and promises to produce a prison containing more of the desired properties, and with greater economy, than any of my previous constructing.

### ESTIMATE.

To complete the present works now in progress, which will give a prison and offices, eighty-eight cells and eight workshops, fifteen thousand dollars.

To construct another block of cells corresponding in size and accommodations, with the one now in progress, in conformity with the plan, making in all one hundred and seventy-six cells, and sixteen workshops, in addition to the above sum, forty-eight thousand dollars.

To construct a portion of a block, say sixty-eight cells and four workshops, in all one hundred and fifty cells, as authorised by law, thirty-three thousand dollars.



To comply strictly with the number authorised by the Legislature, would destroy the uniformity of the plan, and prevent, at some future time, if desired, your embracing all the accommodations the site is capable of.

Respectfully submitted,

By, gentlemen,

Your ob't. servant,

JOHN HAVILAND, *Architect.*

To Messrs. Kaighn, Allen, and McIlvaine,  
Commissioners of the New Jersey State Penitentiary,

Which were both read, and

The usual number of copies to be printed, for the use of the House.

Ordered, That the said reports be referred to a select committee, consisting of Messrs. Hardenbergh, Smith, Muir, Stiles, and McKee.

Mr. Field presented a petition from sundry citizens of Middlesex, praying the passage of a law to prevent the circulation of bank notes under the denomination of five dollars.

Which was read, and

Referred to Messrs. Field, Rogers, and Marshall.

Mr. Hankinson, from the committee to whom was referred the petition of William McCullough and others, relative to the Spruce Run Turnpike Road, made the following

## REPORT.

That the petitioners have leave to present a bill on the second Tuesday in the next sitting of the Legislature, by giving previous notice for four weeks in the Somerville Messenger and Warren Journal, two newspapers circulating in the neighborhood of the stockholders to said road.

By order of the committee,

HENRY HANKINSON, Chairman.

Report agreed to.

Mr. Hardenbergh from committee on that subject

Reported a bill, entitled,

An act providing for the distribution of the late compilation

of the Public Laws of this State, and for compensation for the compiling and printing of the same.

Which bill was read, and

Ordered to a second reading.

The House proceeded to make nominations for Joint-Meeting,

Which being completed, and

The copies thereof compared, the

House adjourned to 10 o'clock, to-morrow morning.

## HOUSE OF ASSEMBLY.

FRIDAY MORNING, OCT. 31, 1834.

*Ten o'clock the House met.*

Minutes amended by striking out "five hundred" and inserting "the usual number of copies" of the report of the Commissioners and Architect of the New Prison.

Ordered, That the resolution relative to an adjourned session be taken up.

Which was read, and

Being under consideration,

Mr. Hankinson called for the yeas and nays upon the adoption of the resolution,

Which were ordered,

And the resolution was agreed to as follows :

## YEAS,

Messrs. Ackerman,

Biddle,

Bryant,

Breese,

Crowell,

Messrs. Lydecker,

S. B. Lippencott,

Muir,

Marshall,

M'Kee,

Messrs. Cooper,  
 Dickerson,  
 Field,  
 Fish,  
 Garrison,  
 Gifford,  
 Hopper,  
 Haight,  
 H. Hilliard,  
 Hardenbergh,  
 Hamilton,  
 Hunt,  
 Kline,

Messrs. Newcomb,  
 Parsons,  
 Page,  
 Ross,  
 Ryall, (Speaker)  
 Runyon,  
 Scull,  
 Stewart,  
 Sloan,  
 Thompson,  
 Van Dyke,  
 Whitehead,  
 Whitaker.—36.

### NAYS,

Messrs. Brotzman,  
 Flummerfelt,  
 Greer,  
 Hankinson,  
 Humphreys,  
 Johnson,

Messrs. Lindsley,  
 J. Lippencott,  
 Rogers,  
 Shay,  
 Smith,  
 Stiles.—12.

Mr Whitehead, from the committee appointed to examine and report the unfinished business of last session, reported the following list of unfinished business of the last session remaining on the files of the House.

The committee appointed to bring forward the unfinished business of the last session—Report the following:

No. 1. A bill, entitled, "An act to amend the judicial system of this State.

No. 2. A bill, entitled, "A supplement to the act entitled an act supplementary to the act entitled an act for the more easy partition of lands held by co-parceners, joint-tenants, and tenants in common," and the act to ascertain the power and authority of the ordinary and his surrogates to regulate the jurisdiction of the Prerogative Court, and to establish an Orphans' Court in the several counties of this State, passed the seventh day of February, A. D., eighteen hundred and sixteen, and the act, entitled, "An act to ascertain the power



and authority of the ordinary and his surrogates to regulate the jurisdiction of the Prerogative Court, and to establish an Orphans' Court in the several counties of this State," passed the thirteenth day of June, A. D., eighteen hundred and twenty.

No. 3. A bill, entitled, "A supplement to an act entitled an act concerning divorces, and for other purposes."

No. 4. A bill, entitled, "An act to authorise George A. Willis and Saxton M. Tice, to construct a rail road."

No. 5. A bill, entitled "A further supplement to the act entitled an act making lands liable to be sold for the payment of debts."

No. 6. A bill, entitled, "An act to dispense with the performance of military duty in time of peace, and for other purposes."

No. 7. A bill, entitled, "An act relative to unincorporated religious and other societies in this State."

No. 8. A bill, entitled, "An act to authorise the sale of certain real estate, late of David Woolman, deceased."

No. 9. A bill, entitled, "An act to prevent obstructions to the navigation of the river Delaware, and for other purposes."

No. 10. A bill, entitled, "An act to relieve the poor."

No. 11. A bill, entitled, "A supplement to the act entitled an act to establish common schools," passed February sixteen, eighteen hundred and thirty-one.

No. 12. A bill, entitled, "A supplement to an act entitled an act to empower the owners of the pidgeon swamp, marshes, and ponds, adjoining in the south wand of New-Brunswick, in the county of Middlesex, to open and clear of obstructions a certain water-course and ditch, for draining the said swamp, marshes, and ponds," passed March twentieth, seventeen hundred and eighty.

No. 13. A bill, entitled, "An act to incorporate the Morris and Sussex Manufacturing Company."

No. 14. A bill, entitled, "An act to prevent the vending, burning, or exploding of fire crackers or squibs."

No. 15. A bill, entitled, "An act to authorise commissioners to divide, sell, and convey the real estate whereof William C. Budd, late of the township of Northampton, in the county of Burlington, died seized."

No. 16. A bill, entitled, "An act supplementary to the act establishing a militia system."

No. 17. A bill, entitled, "An act to authorise the sale of certain real estate of Henry Remsen, deceased, late of Monmouth county, in the state of New Jersey."

No. 18. A bill, entitled, "An act to secure a more equal and just system of taxation."

No. 19. A bill, entitled, "An act to erect the eastern part of the county of Gloucester, into a separate county, to be called the county of the Atlantic."

No. 20. A bill, entitled, "An act for the relief of the heirs of Letitia Burroughs, dec."

No. 21. A bill, entitled, "An act authorizing the erection of a bridge over Edwards' Creek, and Parker's Creek, in the county of Monmouth."

No. 22. A bill, entitled, "An act to incorporate the Bergen county Banking Company," to be located in the township of Bergen, county of Bergen.

No. 23. A bill, entitled, "A supplement to the act entitled an act concerning roads," passed February nine, eighteen hundred and eighteen.

No. 24. A bill, entitled, "An act to incorporate the Passaic Bank, at Paterson."

No. 25. A bill, entitled, "An act to authorise the further extension of the Elizabeth-Town and Somerville rail road."

No. 26. A bill, entitled, "An act to authorise Bela Badger, administrator, &c., of Edward Shelmerdine, late of the city of Philadelphia, to convey certain real estate to John L.

M'Knight, and to William Johnson, trustee of Rachel S. Field."

No. 27. A bill, entitled, "A further supplement to the act entitled an act to incorporate the Camden and Amboy Rail Road and Transportation Company."

No. 28. A bill, entitled, "An act for the punishment of crimes."

No. 29. A bill, entitled, "An act to regulate proceedings in criminal cases."

No. 30. A bill, entitled, "An act for the regulation and government of jails."

No. 31. A bill, entitled, "An act to incorporate the Trenton and Nottingham Rail Road Company."

No. 32. A bill, entitled, "An act to repeal certain acts therein recited."

All which is respectfully submitted,

ASA WHITEHEAD, Chairman.

Which report was

Ordered to lie on the table

And be printed.

Ordered, That Clerk inform Council that the House of Assembly is now ready to go into Joint Meeting.

The Council came into the Assembly room,

The two Houses went into a Joint Meeting, and after going through their appointments,

The Joint Meeting adjourned.

The House came to order,

And, upon motion,

Adjourned until three o'clock, P. M., of Monday, November 3.



MONDAY AFTERNOON, NOV. 3, 1834.

*Three o'clock the House met.*

Mr. Whitehead presented a petition from the Directors of the Manufacturers' Bank at Bellville, praying an alteration of the fifteenth and third sections of their act of incorporation.

Read, and

Referred to Messrs. Whitehead, Ackerman, and Scull.

Mr. Hankinson presented a petition from John P. B. Sloan, and others, praying the sale of certain real estate.

Read, and

Referred to Messrs. Hankinson, I. Hilliard, and Hunt.

Mr. Bryant presented abstract of rateables of the county of Essex.

Mr. Marshall offered the following resolution :

Resolved by the Council and Assembly, That Benjamin F. Vancleve be appointed to engross the Bills and Resolutions of both Houses during the present and future sittings of the Legislature.

Read, and

Agreed to.

Mr. Hardenbergh presented a petition from John M'Creehy and Lewis R. Stelle, praying compensation for printing an extra number of copies of the Votes and Proceedings of the last Legislature.

Read, and

Referred to Messrs. Hardenbergh, Shay and Gifford.

Mr. Brees presented a petition from citizens of Bernard, in the county of Somerset, on the subject of Banks, Divorces, Small Notes, &c.

Read, and

Ordered to lie on the table.

Mr. Hamilton offered a resolution, fixing the time of adjournment of the present sitting, and the meeting of the next session of the Legislature.

Read, and

Ordered to lie on the table.

House adjourned till 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

TUESDAY MORNING, NOV. 4, 1834.

*Ten o'clock the House met.*

Mr. Stewart presented abstract of rateables of the county of Somerset.

Ordered to lie on the table.

Mr. Parsons, from the committee to whom was referred the Petition of citizens of Paterson, reported a bill, entitled, "An act to incorporate the Boudinot Manufacturing Company," which was read and ordered a second reading.

Mr. Hankinson, from committee to whom was referred the petition of John. P. B. Sloan and others, reported an act, entitled,

"A supplement to an act, entitled, 'An act authorising Henry Hankinson, Trustee of Keturah M. Sloan and Eliza B. Rusling, to sell and convey lots of land off the farm on which he resides, in the township of Mansfield, in the county of Warren, and State of New Jersey,' passed the seventeenth day of January, eighteen hundred and thirty-one; and to sell and convey the residue of said farm, and other lots of land adjoining the same, to him conveyed in trust for the said Keturah M. Sloan and Eliza B. Rusling, in the township and county aforesaid."

Which was read by sections,

Agreed to, and

Ordered to a second reading.

Mr. Rogers offered the following resolution :

Resolved, That a special committee of Council and Assembly, (Council concurring) be appointed to receive proposals for printing the Votes and Proceedings, and Laws of the present session of the Legislature, Chancery and Law Reports.

Read, and

Agreed to, and

Messrs. Rogers, Stewart, Haight, I. Hilliard, and Dickerson, were appointed the committee on the part of the House.

Mr. Field offered the following resolution :

Resolved, (Council concurring) That so much of the Governor's Message as relates to the subject of Common Schools, be referred to a special committee of both Houses.

Agreed to, and

Messrs. Field, Lydecker, Ross, H. Hilliard, and Thompson, were appointed the committee on the part of the House.

Ordered, That the Clerk inform Council of the passage of the foregoing resolutions and appointment of committees, and request the appointment of corresponding committees on their part.

Mr. Hamilton presented resolution for the purchase of new carpet for the Assembly room.

Read, and

Ordered to lie on the table.

Mr. Whitehead, from committee to whom had been referred the petition of the Directors of the Bellville Bank, reported an act, entitled,

“A supplement to the act, entitled, ‘An act to incorporate the Manufacturers’ Bank at Bellville.’”

Which was read, and

Ordered second reading,

And to be printed.

Mr. Thompson presented the abstract of rateables of the county of Cape May.

Ordered to lie on the table.

Mr. Hankinson moved to dispense with the printing of the private bill reported by him.

Motion disagreed to.

House adjourned to 3 o'clock, P. M.

TUESDAY AFTERNOON, Nov. 4, 1834.

*Three o'clock the House met.*

Message from Council by Mr. Westcott, their Secretary, informed the House that Council had passed an act, entitled,

“An act to confirm the division of certain real estate between the heirs of Isaac Borden, deceased,”

To which they ask the concurrence of the House.

Which was read,

Agreed to, and



Ordered to second reading.

Mr. Scull presented a petition from citizens of Camden, praying a law annexing Petty's Island to the township of Camden.

Read, and

Referred to Messrs. Scull, Jos. Lippencott, and Whitaker.

Mr. Sloan, from the committee on that subject,

Reported an act for the support of the government of this State.

Which was read, and

Ordered to a second reading.

The House took up the report of the committee on unfinished business.

Ordered, That No. 1, of unfinished business, being  
An act to amend the judicial system of this State,  
Be referred to Messrs. Hardenbergh, Crowell, and Fish.

Ordered, That No. 8, being  
An act to authorise the sale of real estate of the late David Woolman,  
Be referred to Messrs. Stiles, Johnson, and Newcomb.

Ordered, That No. 12, being  
An act to empower the owners of the pidgeon swamp, marshes, &c., in Middlesex county, to clear the same of obstructions, &c.  
Be referred to Messrs Vandyke, Stewart, and Garrison.

Ordered, That No. 11, being  
A supplement to the common school law,  
Be referred to the special committee on that subject.  
Ordered, that No. 14, being  
An act to prevent vending, burning, or exploding of fire crackers or squibs,  
Be referred to Messrs. Whitehead, Lindsly, and Brotzman.

Ordered, That No. 20, being  
An act for the relief of the heirs of Letitia Burroughs, deceased,  
Be referred to Messrs. Marshall, Biddle, and S. B. Lippencott.

Ordered, That Nos. 28, 29, and 30, being  
Acts for the punishment of crimes—for the regulation of criminal proceedings—and for the government of jails,  
Be referred to Messrs. Sloan, Smith, and Newcomb.  
The bill to provide for the distribution of the late compila-

tion of the Laws of this State, and to compensate **Jonah Harrison, Esq.**, for the compilation, and other services,

Was taken up, read,

Considered by sections, and

While under consideration,

Was postponed.

House adjourned to 10 o'clock, to-morrow morning.

## HOUSE OF ASSEMBLY.

WEDNESDAY MORNING, NOV. 5, 1834.

*Ten o'clock the House met.*

Mr. Stewart presented a petition from the Trenton and New Brunswick Turnpike Company, praying an increase of capital, and leave to transport goods, wares, merchandize, and passengers, and extension of their road to the Delaware river.

Read, and

Referred to Messrs. Stewart, McKee, and Rogers.

Mr. Bryant presented a petition from the Philadelphia and Trenton Rail Road Company, praying a law to authorise the construction of a via-duct over the Delaware river, at or near the termination of their rail road.

Which was read, and

Referred to Messrs. Bryant, Hopper, and Biddle.

Mr. Stewart, from the committee on that subject,

Reported the following joint resolution:

Resolved by the Council and General Assembly, That Joseph Justice be appointed to print the Bills and current printing of the two Houses, at the following rates:—For the Bills and other current printing, to contain at least thirty lines per page, in Pica type, on the best Foolscap paper that can be procured at three dollars per ream, the sum of three dollars and fifty cents per sheet.

Which resolution was read, and  
 Ordered to a second reading.  
 And the rule having been dispensed with, it was  
 Ordered to be engrossed for a  
 Third reading.

Mr. Hankinson, from the committee to whom was referred the resolution on the subject of taxes, reported an act, entitled,

“A supplement to the act, entitled, ‘An act concerning taxes,’ passed the tenth of June, A. D., seventeen hundred and ninety-five.”

Which was read,  
 Ordered a second reading,  
 And to be printed.

On motion of Mr. Hankinson, the further consideration of said bill was postponed till the next sitting of the Legislature.

Mr. Vandyke, from the committee to whom had been referred No. 12, of unfinished business, reported a bill, entitled,

“A supplement to an act entitled an act to empower the owners of the Pigeon swamp, marshes, and ponds, adjoining the south ward of New-Brunswick, in the county of Middlesex, to open and keep clear of obstructions, a certain water course and ditch, for draining the said swamp, marshes, and ponds, passed March twentieth, seventeen hundred and eighty.”

Which was read, and  
 Ordered to a second reading.

Mr. Dickerson presented abstract of rateables of the county of Morris, and

Mr. Hunt, the abstract of Cumberland.

The bill to provide for the distribution of the compiled Laws of this State, and to compensate Josiah Harrison, Esq.,

Was again taken up,  
 Considered by sections,  
 Amended, and  
 Ordered to be engrossed for a third reading.

The bill to authorise Henry Hankinson to convey real estate,

Was taken up,  
 Considered by sections,  
 And after being amended, was  
 Agreed to, and  
 Ordered to be engrossed for a third reading.

House adjourned till 3 o'clock, P. M.



WEDNESDAY AFTERNOON, NOV. 5, 1834.

*House of Assembly met at 3 o'clock.*

Mr. Bryant presented a petition from James Huntsman, praying a divorce from his wife.

Read, and

Referred to Messrs. Bryant, Whitaker, and Flummerfelt.

Mr. Whitehead, from the committee to whom had been referred No. 14, of unfinished business, reported a bill, entitled,

“An act to prevent the vending, burning, or exploding of fire crackers or squibs.”

Read, and

Ordered second reading,

And to be printed.

Ordered, That No. 17, of unfinished business, being a bill to authorise the sale of certain real estate of Henry Remsen, deceased, late of the county of Monmouth, in the state of New Jersey,

Be referred to Messrs. Gifford, Kline, and Lindsley.

Ordered, That No. 24, of unfinished business, being

“An act to incorporate the Passaic Bank, at Paterson,”

Be taken up, whereupon,

On motion of Mr. Parsons, the said bill was dismissed from the files of the House.

The bill, entitled,

“A supplement to the act entitled an act to incorporate the Manufacturers' Bank at Bellville,”

Was taken up,

Considered by sections, and

Agreed to, and

Ordered to be engrossed for a third reading.

The bill, entitled,

“An act for the support of the government of this State,”

Was taken up,

Considered by sections, and

While under consideration,

Was postponed

Ordered, That the bill from Council to confirm the division of the real estate of Isaac Berdan, be

Referred to Messrs. Parsons, Lydecker. and Runyon.

The bill to incorporate the Boudinot Manufacturing Company,

Was taken up,

Considered by sections,

Agreed to, and

Ordered to be engrossed for a third reading.

House adjourned till 10 o'clock to-morrow morning.

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## HOUSE OF ASSEMBLY.

THURSDAY MORNING, NOV. 6, 1834.

*Ten o'clock the House met.*

Mr. Page presented a petition from citizens of the county of Burlington, praying the incorporation of a Bank at Medford, in that county.

Read, and

Referred to Messrs. Page, Humphreys, and Hunt.

Mr. Parsons, from the committee to whom had been referred the bill from Council to confirm the division of the real estate of Isaac Berdan, dec., reported the same without amendment.

Which was read by sections,

Agreed to, and

Ordered to a third reading.

Mr. Haight, from the committee on that subject, reported the following settlement of the Treasurer's accounts.

Which was read, and

Ordered to lie on the table.

We, the Committee of Council and Assembly, appointed to settle with the Treasurer of the State, do hereby certify that we have examined his accounts, and do find them regularly stated and balanced, and have ascertained that the evidences of public stocks, securities, and other effects, are actually in the Treasury.

The balance in his hands they find to be three thousand eight hundred and twenty-two dollars and forty-two cents, standing to his credit in the Trenton Banking Company, and otherwise accounted for as follows :

In the Trenton Banking Company,	\$3,458 42
Paid on account for printing the Chancery Reports, and for expenses for repairs to State property, which will be accounted for in Incidental, &c.	364 00
Total,	<hr/> \$3,822 42

The committee also find in the hands of the Treasurer eleven hundred and thirty-two dollars and fourteen cents, standing to his credit in the following Banks, being the balance of proceeds arising from the School Fund, to wit :

In the State Bank at Elizabeth,	\$ 1 86
In the Trenton Banking Company,	475 79
In the Sussex Bank,	276 67
In the Cumberland Bank,	120 00
In the Orange Bank,	100 00
In the Farmers' and Mechanics' Bank at Rahway,	50 00
In the State Bank at Morris,	107 80
	<hr/> \$1,132 14

Trenton, October 28th, 1834.

NATHANIEL SAXTON,  
JEREMIAH LEAMING,

*Committee of Council.*

THOMAS G. HAIGHT,  
JOSEPH ROGERS,  
RICHARD S. FIELD,  
JOHN J. BRYANT,  
BENJAMIN HAMILTON,

*Committee of Assembly.*





Dr. CHARLES PARKER, *Treasurer of New Jersey.*

1833.		Dolls. Cts.
	To balance in the Treasury as per settle-	
	ment this day,	2,809 70

		CONTRA.		CR.	
				Dolls. Cts.	
1833.					
Nov. 1	1 By Isaac Shipman, member of the General Assembly,	48	00		
	2 Charles Sitgreaves, do	48	00		
	3 Benjamin Hamilton, do	64	50		
	4 Henry Hilliard, do	57	00		
	5 Joseph Dickerson, do	57	00		
	6 Joseph Greer, do	64	50		
	7 Peter Young, do	67	50		
		<hr/>		406	50
	8 Samuel Demarest, do	60	00		
	9 Garret P. Hopper, do	60	00		
	10 Richard S. Field, do	36	00		
	11 Daniel B. Ryall, do	47	80		
	12 John H. Rulon, do	35	70		
	13 Annaniah Gifford, do	46	20		
	14 Joseph Rogers, do	42	00		
		<hr/>		327	70
	15 Samuel C. Johnes, do	37	75		
	16 Zebedee M. Wills, do	42	00		
	17 Edward S. M'llvaine, do	34	50		
	18 Israel Biddle, do	36	00		
	19 Andrew Weart, do	37	50		
	20 John Breese, do	45	30		
	21 Silas Lindsley, do	52	50		
		<hr/>		285	55
	22 George Black, do	36	60		
	23 William D. Stewart, do	44	40		
	24 William R. Cooper, do	51	00		
	25 Isaac Hilliard, do	33	60		
	26 Jacob Hitchner, do	57	00		
	27 Jesse Smith, do	48	00		
	28 Benjamin Woodward, do	37	50		
	29 William H. Sloan, do	40	00		
		<hr/>		348	00
	30 John W. Kline, do	44	00		
	31 Sutphin Garrison, do	45	00		
	32 John M. Tufts, do	45	00		
	33 John R. Scull, do	61	50		
	34 William Lore, do	63	00		
	35 Cornelius V. Van Ri- per, do	55	50		
	36 John J. Bryant, do	48	90		
		<hr/>		362	90
Amount carried forward,				1,730	75



Dr. CHARLES PARKER, *Treasurer of New Jersey.*

1833.

Amount brought forward,

Dolls. Cts.  
2,809 70

## CONTRA.

CR.

1833.

Dolls. Cts.

Nov. 1

37	By paid Asa Whitehead, a member of Assembly,	50 40	
38	Richard P. Thompson, do	57 00	
39	Robert Morrel, do	57 00	
40	Gideon Ross, do	51 60	
41	Thomas G. Haight, do	43 80	
42	Thomas Muire, do	57 00	
43	C. L. Hardenbergh, do	41 10	
44	John M. Cornelison, do	55 50	
			413 40
45	Jeremiah Stull, do	57 00	
46	A. W. Brown, do	42 75	
47	Jeremiah Leaming, do	69 00	
48	Noah H. Flanagan, do	60 00	
49	Nehemiah Garrison, do	57 00	
50	Cha's Swing, do	57 00	
			342 75
51	Joshua Townsend, a member of the Legislative Council,	69 00	
52	Samuel Price, do	55 80	
53	Israel Stratton, do	63 00	
54	Charles Board, do	60 00	
55	Charles Carter, do	48 00	
56	Mahlon Dickerson, do	56 50	
			352 50
57	Alexander Wurts, do	39 90	
58	Richard Campion, do	39 00	
59	John W. Mickle, do	45 50	
60	James S. Green, do	36 00	
61	Daniel Holmes, do	45 00	
62	Jacob K. Mead, do	51 00	
63	Josiah B. Howell, do	45 00	
64	James D. Westcott, Secreta- ry of State,	45 50	
			346 90
65	Borden M. Voorhees, Clerk of Assembly,	42 00	
66	Samuel B. Scattergood, Ser- geant at Arms,	24 00	
67	Thomas Combs, door keeper of the Assembly,	30 00	
68	Peter Forman, Librarian,	16 00	

Dr. CHARLES PARKER, *Treasurer of New Jersey.*

1834.

Amount brought forward,

Dolls. Cts.

20,558 10



## CONTRA,

CR.

1833.

Dolls. Cts.

Nov. 1

69	By paid B. F. Vancleave, En- grossing Clerk,	25 20	
			137 20
70	Theodore Frelinghuysen, one of the Commissioners on the Boundary question between New Jersey and New York,	120 00	
71	Elias P. Seeley, late Gover- nor, the balance of salary due him,	355 50	
72	Nothaniel Dickinson, adju- tant, acting as Brigade In- specter of Cape May,	10 00	
73	S. B. Scattergood, for one inquisition from Hunter- don,	16 82	
74	William I. Conover, five do. Monmouth,	23 50	
75	For allowance in incidental bill, passed 31st ult.	34 98	
76	Henry Worton, do. do.	55 22	
			629 02
2	77 William Grant, State Treas- urer, for one quarter's sa- lary,	250 00	
	78 David Johnston, one inquisi- tion from Hunterdon,	18 43	
4	79 Josiah Harrison, per warrant from Governor,	700 00	
	80 James Parker, one of the Commissioners in the case of the question of boundary between New Jersey and New York,	119 00	
	81 William R. Allen, one of the Commissioners authoris- ed to erect a new Peniten- tiary,	5,000 00	
7	82 E. P. Rose, allowance made to him in the incidental bill,	48 00	
	83 E. B. Adams, do do	30 00	

Dr. CHARLES PARKER, *Treasurer of New Jersey.*

1833.

Amount brought forward,

Dolls. Cts.

20,558 35

## CONTRA,

CR.

		Dolls. Cts.	
1833.			
Nov. 8	84 By paid Morris Justice, do	23 54	
		<hr/>	6188 98
	85 Asa Jones, Sheriff, for transporting a prisoner to State Prison,	17 50	
	86 Wilson and Newton, per allowance in incidental bill,	9 15	
11	87 Charles C. Yard, do	10 87	
	88 Jacob Warner, do	1 62	
	89 Samuel Lanning, do	1 00	
	90 Thomas Dugdale, do	35 00	
	91 Jasper Scott, do	19 64	
	92 Dian Green, (or Smith) do	4 00	
16	93 John Salter, for one month's pension,	5 00	
	94 Joseph C. Hornblower, as Chief Justice, and for holding five Circuits,	750 00	
	95 Gabriel H. Ford, Associate Justice, six months salary,	750 00	
		<hr/>	1553 78
18	96 John Milledge, for twenty-two days attendance at a Court of Chancery, &c.	22 00	
	97 Samuel R. Hamilton, for two inquisitions from Hunterdon,	27 39	
	98 Lydia Wood, for six months pension, up to 19th October,	20 00	
20	99 Sarah Wood, for six months pension, up to 19th October,	20 00	
	100 Lydia Westbrook, for six months pension, up to October 19th,	120 00	
25	101 Isaac Combs, constable, ten days attendance on Supreme Court,	7 50	
	102 Edmund Dollas, constable, ten days attendance on Supreme Court,	7 50	



DR. CHARLES PARKER, *Treasurer of New Jersey.*

1833.	Amount brought forward,	Dolls. Cts. 20,558 35
Jan. 1	Received on account of tax from Somerset county,	2,642 86
		<hr/> 23,201 21

## CONTRA.

CR.

1833.

Dolls. Cts.

Nov. 27	103	By paid Collector of Burlington, for 36 inquisitions,	168 15	
			<hr/>	392 54
	104	Charles Parker, one of the Commissioners authorised to erect a new penitentiary,	708 30	
29	105	Israel Stratton, a member of the Court of Appeals,	63 00	
	106	Alexander Wurts, do	39 90	
	107	Joshua Townsend, do	69 00	
	108	Charles Swing, do	57 00	
	109	John W. Mickle, do	46 00	
	110	James S. Green, do	36 00	
			<hr/>	1019 20
	111	Mahlon Dickinson, do	51 00	
	112	Daniel Holmes, do	45 00	
	113	Richard Campion, do	39 00	
	114	Jacob K. Mead, do	51 00	
	115	Charles Board, do	60 00	
	116	Samuel Price, do	57 00	
			<hr/>	303 00
	117	Charles Carter, do	46 50	
	118	James S. Green, Law Reporter, six months salary,	100 00	
	119	Samuel B. Scattergood, Sergeant at Arms,	26 00	
	120	Peter Forman, Librarian,	24 00	
	121	James D. Westcott, Secretary of the Court of Appeals,	45 50	
			<hr/>	242 00
30	122	William R. Allan, one of the Commissioners authorised to erect a new State Penitentiary,	5000 00	
Dec. 5.	123	Joseph Whittaker, for six months pension,	30 00	
	124	James D. Westcott, for issuing Commissions,	66 50	
6	125	John Siller, one month's pension,	5 00	
20	126	John Bacon, of the Pennsylvania Institution for the Blind and Dumb,	434 41	
			<hr/>	5535 91

DR. CHARLES PARKER, *Treasurer of New Jersey.*

1833.

Amount brought forward,

Dolls. Cts.

23,201 21

## CONTRA.

CR.

1833.

Dolls. Cts.

Dec. 20	127	By paid Henry Fisher, for 1 Inquisition from Hunterdon,	8	24	
	128	Abraham Freeze, Sheriff of Warren, for transporting a prisoner to State Prison,	22	40	
	129	Abraham Crusier, Sheriff of Middlesex, for transporting a prisoner to the State Prison,	22	40	
23	130	For one Inquisition from Hunterdon,	3	24	
27	131	H. P. Peck, for support and tuition of deaf and dumb, in New York,	398	76	
30	132	Z. Rossell, Adjutant General, six months salary,	50	00	
	133	Robert Buck, for two years salary as Brigade Inspector of Cumberland,	60	00	
Jan. 4	134	James D. Westcott, for issuing Military Commissions and for one-quarters salary as Auditor,	41	78	
					606 82
	135	George K. Drake, for salary and Circuit Court fees,	303	33	
7	136	Thomas M. Perrine, Keeper of the State Prison, one-quarters salary,	250	00	
	137	Charles Sutterly, Clerk,	137	50	
	138	John Cunningham, Assistant Keeper,	125	00	
Jan. 7	139	Richard Campbell, Assistant Keeper of the State Prison,	125	00	
					815 83
	140	William Van Hart, do	125	00	
	141	Thomas Neal, do	125	00	
	142	Samuel Snedeker, do	125	00	
	143	John H. Norton, do	75	00	
	144	James T. Clarke, Physician,	18	75	
					468 75
	145	Joseph Kaighn, one of the Commissioners authorised			



DR. CHARLES PARKER, *Treasurer of New Jersey.*

		Dolls. Cts.
1834.	Amount brought forward,	23,201 21
Jan. 10	Received on account of tax from Middlesex county,	3,253 36
	On account of tax from Cape May county,	646 00
	On account of quota of tax from Salem county,	2,121 39
	Two Inquisitions from Salem county, on account of tax,	35 21
	Twenty Inquisitions from Gloucester county, on account of tax,	166 45
	Quota of tax from Burlington county,	4,307 12
11	On account of tax from Essex county,	3,611 45
13	Of A. Hopper, for proceeds of land at Paterson,	60 00
15	Quota of tax from Morris county,	3,136 02
	Quota of tax from Cumberland county,	1,586 18
22	Quota of tax from Warren county,	2,183 50
	Quota of tax from Monmouth county,	3,723 86
31	William I. Conover, for pedlar's license,	30 00
Feb. 5	On account of tax from Essex county, balance,	210 59
7	From Camden and Amboy Rail Road and Transportation Company,	11,000 00
		<hr/>
		59,274 34

## CONTRA.

## CR.

Dolls. Cts.

		to erect a new State Peni-		
		tentiary, and William R.		
		Allen, per warrant, from		
		the Governor,	708	40
Jan.	10	146 William G. Beasley for three		
		Inquisitions from Salem co.	35	21
		147 Samuel Webster, for 20 In-		
		quisitions from Gloucester		
		county,	166	45
		148 John Salter, for 7 months		
		pension,	5	00
		149 James D. Westcott. for copy-		
		ing and recording votes of		
		Council and minutes of		
		Joint Meeting,	47	36
			<hr/>	
		150 William De Hart, for books,		
		as per certificate from Li-		
		brarian,	61	85
18		151 Jeremiah Leaming, for one		
		Inquisition,	8	12
		152 Eunice Platt, for 8 months		
		pension,	26	66
21		153 Jacob M. yerson, Brigade		
		Inspector, for one years		
		salary,	30	00
22		154 For three Inquisitions from		
		Monmouth county,	28	50
		155 A Freeze, for transporting a		
		fugative from justice into		
		this State, from the state		
		of Pennsylvania,	23	16
31		156 For one Inquisition from the		
		county of Monmouth,	9	82
		157 William Dow, Sheriff of Es-		
		sex, for transporting Jas.		
		Hausell to the State Prison	22	80
		158 Hugh Aggins, for 6 months		
		pension,	30	00
		159 P. J. Gray, for book for the		
		State Library,	13	75
Feb.	4	160 Charles Sigreeves for trans-		
		porting a fugitive from		
		justice into this State, per		
		order,	25	28

962 42

DR. CHARLES PARKER, *Treasurer of New Jersey.*

1833.

Amount brought forward,

Dolls. Cts.

59,274 34

## CONTRA.

## CR.

1833.

Dolls. Cts.

Feb. 7.	161	By paid Aaron Crowell, for one Inquisition from Cape May,	11 25	
	162	Z. Drake, Marshall, for an abstract of the last Census of 1830, per resolution,	50 00	
			<hr/>	185 98
	163	John Salter, for one month's pension, up to 11th June, last,	5 00	
	164	Joshua Townsend, for one Inquisition from Cape May,	10 12	
13	165	Thompson Price, for 6 months pension,	30 00	
	166	Sheriff of Bergen, for transporting a prisener to State Prison,	28 00	
18	167	Sheriff of Sussex, for transporting a prisoner to the State Prison,	30 00	
	168	Sheriff of Burlington, for transporting a prisoner to State Prison,	8 00	
22	169	Mahlon Dickerson, Vice President of Council,	173 50	
			<hr/>	286 62
	170	Joshua Townsend, member of Council,	189 00	
	171	Jeremiah Leaming, member of Assembly,	189 00	
Feb. 22	172	John W. Kline, member of Assembly,	163 40	
	173	Noah Flanagan, do	180 00	
27	174	Israel Stratton, member of Council,	183 00	
	175	Daniel Fenton, for books for the State Library,	10 00	
28	176	Jeremiah Stull, a member of Assembly,	180 00	
			<hr/>	1,095 40
	177	Nehemiah Garrison, do. do.	180 00	
	178	Jacob Hitchner, do. do.	160 00	
	179	William Loar, do. do.	186 00	
	180	Garret P. Hopper, do. do.	183 00	



DR. CHARLES PARKER, *Treasurer of New Jersey.*

1834.

Amount brought forward,

Dolls. Cts.

59,274 34

## CONTRA.

## CR.

1834.				Dolls. Cts.	
Feb. 28	181 By paid Robert Morrell, do.	do.	183 00		
	182 Samuel Demarest, do.	do.	183 00		
			<hr/>	1,095	00
	183 John Bryant, do.	do.	171 90		
	184 John M. Cornelison, do.	do.	178 00		
	185 Jacob Brotzman, do.	do.	176 40		
			<hr/>	1,621	30
	186 Cornelius G. Van Ryper, do.	do.	178 50		
	187 Charles Sitgreaves, do.	do.	171 00		
	188 Zebedee M. Mills, do.	do.	165 00		
	189 Daniel B. Ryall, do.	do.	191 30		
	190 Andrew Weart, do.	do.	160 50		
	191 Richard S. Field, do.	do.	159 00		
	192 William D. Stewart, do.	do.	167 40		
			<hr/>	1,192	70
	193 John Brees, do.	do.	168 30		
	194 Asa Whitehead, do.	do.	173 40		
	195 Isaac Shipman, do.	do.	168 00		
	196 Joseph Rodgers, do.	do.	162 00		
	197 Corn. L. Hardenbergh, do.	do.	163 50		
	198 Sutphin Garrison, do.	do.	168 00		
	199 George Black, do.	do.	159 60		
	200 Gideon Ross, do.	do.	174 60		
	201 Thomas G. Haight, do.	do.	166 80		
			<hr/>	1,504	20
	202 John M. Tufts, do.	do.	168 00		
	203 Annaniah Gifford, do.	do.	169 50		
	204 Richard P. Thompson, do.	do.	180 50		
	205 Benjamin Woodward, do.	do.	160 50		
	206 Joseph Greer, do.	do.	192 00		
	207 Peter Young, do.	do.	195 00		
			<hr/>	1,065	00
	208 John R. Scull, do.	do.	184 50		
	209 Silas Lindsley, do.	do.	183 00		
	210 Jesse Smith, do.	do.	171 00		
	211 William R. Cooper, do.	do.	174 00		
	212 John Rulon, do.	do.	158 70		
	213 Joseph Dickerson, do.	do.	186 00		
			<hr/>	1,057	20
	214 Thos. Muir, do.	do.	186 00		
	215 Israel Biddle, do.	do.	159 00		
	216 A. W. Brown, do.	do.	165 60		
	217 Henry Hilliard, do.	do.	186 00		
	218 Isaac Hilliard, do.	do.	163 00		

DR. CHARLES PARKER, *Treasurer of New Jersey.*

1833.

Amount brought forward,

Dolls. Cts.  
59,274 34

## CONTRA.

CR.

1834.

Dolls. Cts.

Feb. 28	219	By paid Samuel Johnes, do do	160	80	
	220	Benjamin Hamilton, do do	196	50	
	221	Wm. H. Sloan, do do	163	00	
	222	Malton Dickerson, a Member of Council,	14	00	
	223	Samuel Price, do do	180	00	
	224	James S. Green, do do	159	00	
	225	Daniel Holmes, do do	168	50	
	226	Charles Carter, do do	166	00	
					1,041 00
	227	Jacob K. Mead, do do	174	00	
	228	Charles Swing, do do	180	00	
	229	John W. Mickle, do do	168	50	
	230	Charles Board, do do	148	50	
	231	Richard Campion, do do	162	00	
	232	Alex. Wurts, do do	162	90	
	233	P. Forman, Librarian, do do	106	00	
	234	Thos. Combs, door keeper of Assembly,	110	00	
	235	Augustus Combs, runner of As- sembly,	27	00	
					1,274 90
	236	James D. Westcott, Secretary of Council,	189	00	
	237	Samuel Scattergood, door keep- er of Council,	108	00	
	238	B. M. Voorheese, Clerk of As- sembly,	198	00	
	239	Thomas M. Perrine, for allow- ance in incidental bill,	45	63	
	240	J. W. Scott, do	500	00	
	241	James D. Westcott, do	31	25	
					1,071 88
	242	Thos. Combs, do	37		
	243	William Clark, do	9	00	
	244	Joseph Justice, do	621	24	
	245	Samuel B. Scattergood, do	5	25	
	246	Silas Condit, do	15	00	
	247	Elias P. Seeley, do	42	65	
	248	J. T. Robinson & Co. do	13	50	
					707 01
	249	John M. Cornelison, do	20	00	
	250	John Magra, do	75	00	
	251	William Miller, do	22	16	



DR. CHARLES PARKER, *Treasurer of New Jersey.*

1833.

Amount brought forward,

Dolls. Cts.

59,274 34

## CONTRA.

CR.

1833.

Dolls. Cts.

Feb. 28	252	By paid Andrew Reeder, per allowance,	50	
	253	William Robinson do	178 25	
	254	William Robinson, do	1 00	
			<hr/>	296 91
	255	Peter D. Vroom, Governor, 3 months' salary,	500 00	
	257	Edward S. McIlvaine, member of Assembly,	157 50	
	258	John Milledge, for making fires,	58 00	
	259	B. F. Vancleve, engrossing clerk,	292 00	
March 1	260	John Moore White,	270 00	
	261	P. I. Gray, for a bill of books, per order,	30 87	
	262	James Mason, an allowance in incidental bill,	13 50	
			<hr/>	1,321 87
	263	William A. Benjamin, do	10 33	
	264	Catharine Fossett, do	9 14	
	265	Catharine Fossitt, administratrix of I. Fossett, deceased,	17 00	
	266	John Moore White, one year's salary,	80 00	
3	267	Charles Parker, per allowance in incidental bill,	336 24	
	268	Jasper Scott, do	17 62	
	269	E. B. Adams, do	32 00	
	270	Henry B. Howell, do	50 76	
	271	Enoch Green, do	15 61	
			<hr/>	568 70
	272	William Miller, do	1 58	
4	273	Levi Howell, do	2 00	
	274	James S. Green, Law Reporter, three months salary,	50 00	
5	275	Edmund Dallas, by order of Chief Justice,	4 50	
	276	B. Davenport, per allowance in incidental bill,	4 25	
	277	Wm. R. Allen, one of the Commissioners authorized to erect a new State penitentiary,	5000 00	
6	278	L. Q. C. Elmer, for revising the criminal code,	300 00	

DR. CHARLES PARKER, *Treasurer of New Jersey.*

1834.

Amount brought forward,

Dolls. Cts.

59,274 34

## CONTRA.

CR.

1833.

Dolls. Cts.

March 6	279	By paid George Sherman, per allowance in incidental bill,	82 50	
			<hr/>	5,444 83
	7	280 Ralph Green do	15 56	
		281 S. & T. I. Stryker, do	60 00	
10	282	John G. Caston, for eight inquiries from Somerset,	77 22	
		283 The Estate of M. C. How, allowance in incidental bill,	9 37	
		284 Isaac Combs, for attendance at Supreme Court, 7 days,	5 25	
11	285	Wilson & Newton allowance in incidental bill,	3 70	
12	287	Z. Rossell, do	18 26	
			<hr/>	189 36
20	288	E. S. McIlvaine. one of the Commissioners authorized to erect a new State Penitentiary,	5,000 00	
		289 James Wood, for two inquiries from Morris County,	22 08	
24	290	Mary Johnstone, for allowance made her in the incidental bill,	88 37	
31	291	Theodore Frelinghuysen, one of the Commissioners on the boundary question between New Jersey and New York,	250 00	
		292 James D. Westcott, for filing papers,	136 20	
April 1	293	Daniel H. Combs, per allowance in incidental bill,	2 00	
		294 James D. Wescott, for copying and recording Journal of Council and Minutes of Joint Meeting,	162 56	
			<hr/>	5,661 21
April 5	295	Thomas M. Perrine, Keeper of the State Prison, 3 months salary,	250 00	
		296 John H. Norton,	75 00	
		297 James T. Clarke, Physician,	18 75	
		298 John Cunningham, Assistant Keeper,	125 00	



DR. CHARLES PARKER, *Treasurer of New Jersey.*

1834.		Dolls. Cts.
	Amount brought forward,	59,274 34
March 5	Received of School Fund on loan for construction of Penitentiary,	5,000 00
17	Quota of tax from Sussex county,	2,025 70
21	Of School Fund for the construc- tion of Prison,	5,000 00
		<hr/>
		71,300 04

## CONTRA.

## CR.

1834.

			Dolls.	Cts
April 5	299	By paid Wm. Van Hart,	125	00
	300	Richard Campbell,	125	00
				718 75
	301	Samuel Snedeker,	125	00
	302	Thomas Neal	125	00
	303	Charles Sutterley, Clerk,	137	50
8	304	Sheriff of Bergen, for transport- ing a prisoner to the state prison,	28	00
	305	Sheriff of Morris, for transport- ing a convict from S. C. to state prison,	22	40
	306	John Reid, for attending 19 days at Supreme Court,	14	25
				452 15
	307	James D. Wescott, for mileage to Salem,	18	00
	308	Garret D. Wall, Quarter Mas- ter General, an allowance,	100	00
	309	Garrett D. Wall, for one year's salary,	100	00
11	310	John Salter, two months pen- sion,	10	00
12	311	Joseph Burroughs, per allow- ance in incidental bill,	5	50
	312	John Milledgè, for attending a Court of Chancery,	11	00
				244 50
15	313	John Bacon, for tuition of deaf and dumb,	403	28
	314	Sarah Wood, for 6 months pen- sion,	20	00
22	315	Trenton Bank, for loan made by former Treasurer, and in- terest on the same,	11,158	33
29	316	Lydia Westbrook, 6 months pension,	120	00
	317	David Hay, for his relief passed by the present Legislature,	200	00
				11,901 61
	318	William R. Allen, one of the Commissioners authorised to erect a new State Peniten- tiary,	5,000	00

DR. CHARLES PARKER, *Treasurer of New Jersey.*

1833.					Dolls.	Cts.
		Amount brought forward,			71,300	04
April	29	Received from School Fund for construction of New Peniten- tiary,				
May	9	From	do	do	5,000	00
June	2	From	do	do	5,000	00
					<hr/>	
					86,300	04

## CONTRA,

CR.

1834.

Dolls. Cts.

May 3	319	By paid Daniel Fenton, for 125 copies of the History of New Jersey, subscribed for by Wm. Grant, late Treas- urer,	437 50	
5	320	Joseph C. Hornblower, Chief Justice, 6 months salary, and for holding four Circuits,	720 00	
9	321	Wm. R. Allen, one of the Com- missioners authorised to erect a new State Penitentiary,	5,000 00	
10	322	William I. Conover, for 5 inq- uisitions from Monmouth,	49 27	
	323	James Hulme, for 6 inq- uisitions,	30 75	
12	324	Lydia Wood, for 6 months pen- sion,	20 00	
			<hr/>	11,257 52
14	325	John Salter, for 1 month's pen- sion,	5 00	
16	326	Samuel M'Clurg, for five in- quisitions from Hunterdon,	35 45	
	327	John M. Perrine, for two in- quisitions from Monmouth,	12 25	
21	328	Thos. S. Allison, for printing the Journal of Council, and minutes of joint meet- ing,	332 00	
22	329	James Wood, for two inq- uisitions from Morris,	28 61	
	330	G. H. Ford, 6 months salary as one of the Associate Justices of the Supreme Court,	700 00	
23	331	Edmund Dollas, for 9 days attendance at the late term of the Supreme Court,	6 75	
			<hr/>	1120 06
30	332	Peter D. Vroom, Governor, 3 months salary,	500 00	
	333	Isaac Combs, constable, 9 days attendance on Su- preme Court,	6 75	



DR. CHARLES PARKER, *Treasurer of New Jersey.*

1834.

Amount brought forward,

Dolls. Cts.  
86,300 04

## CONTRA,

CR.

1834.

Dolls. Cts.

May 30	334	By paid James S. Green, member of the Court of Appeals,	36 00	
	335	Charles Carter, do	46 50	
	336	Samuel Price, do	57 00	
	337	Alexander Wurts, do	39 90	
	338	Richard Campion, do	39 00	
			<hr/>	725 15
	339	Daniel Holmes, do	45 00	
	340	Joshua Townsend, do	69 00	
	341	Israel Stratton, do	63 00	
	342	John W. Mickle, do	45 00	
	343	Charles Swing, do	54 00	
			<hr/>	276 00
	344	Jacob K. Mead, do	51 00	
	345	Charles Board, do	58 50	
	346	Mahlon Dickerson, do	34 50	
	347	Samuel B. Scattergood, door keeper	26 00	
	348	James D. Westcott, Secre- tary of the Court of Ap- peals,	45 50	
	349	Peter Forman, Librarian,	24 00	
	349½	Commissioners of the new Penitentiary,	5000 00	
June 13	350	B. Hunt, Brigade Inspector of Hunterdon,	30 00	
	351	S. Disbrow, do of Middlesex,	30 00	
	352	C. Vanderhoof, do Monmouth,	30 00	
			<hr/>	5329 50
14	353	Elijah Ward, Brigade Major and Inspector of Morris,	30 00	
16	354	John Salter, one month's pension,	5 00	
	355	Sheriff of Cumberland, for transporting one convict to the State Prison,	31 20	
1	356	For one map of the United States,	10 00	
	357	Sheriff of Bergen, for trans- porting a prisoner to the State Prison.	49 00	
	358	N. Saxton, Reporter in Chancery, his annual sa- lary,	200 00	

Dr. CHARLES PARKER, *Treasurer of New Jersey.*

1834.	Amount brought forward,	Dolls. Cts.
		86,300 04
June 18	To cash received of the Collector of Bergen county on account of tax,	1,516 00
		<hr/> 87,716 04

## CONTRA.

CR.

		Dolls. Cts.	
1834.			
June 21	359 By paid Joseph Justice, for printing 1600 copies of the Laws and Resolutions of the last Legislature,	416	00
25	360 Sheriff of Salem, for transporting a prisoner to State Prison,	28	80
27	361 Daniel Bellerjeau, per Henry B. Howell, per allowance in incidental bill,	10	00
July 1	362 Wm. De Hart, for covering laws and law reports,	52	00
2	363 Do. for copying laws,	192	88
	364 H. P. Peck, Principal of the New York Institution for tuition of pupils,	411	42
		<hr/>	
		1436	30
7	365 Thomas M. Perrine, keeper, 3 months salary,	250	00
	366 Charles Sutterly, Clerk,	137	50
	367 Thos. Neal, assistant keeper,	125	00
	368 John Cunningham, do	125	00
	369 Samuel Snedeker, do	125	00
	370 Richard Campbell, do	125	00
	371 John H. Norton, do	75	00
	372 James T. Clarke, Physician,	18	75
	373 William Van Hart, assistant keeper,	125	00
		<hr/>	
		1106	25
8	374 William R. Allen, one of the Commissioners authorised to erect a new State Penitentiary,	5,000	00
23	375 George K. Drake, for services as Master of Chancery,	34	00
21	376 John Milledge, for 14 days attendance at a Court of Chancery as Sergeant-at-Arms,	14	00
22	377 Stacy G. Potts, for registering in Chancery office,	9	20
	378 John Salter, for one month's pension,	5	00



DR. CHARLES PARKER, *Treasurer of New Jersey.*

1834.	Amount brought forward,	Dolls. Cts.
		87,816 04
July 8	Received from J. W. Scott on account of forfeited recognizances,	1,000 00
		<hr/> 88,816 04

## CONTRA.

CR.

1834.		Dolls. Cts.	
July 22	379 By paid Brigade Inspector of Gloucester,	30 00	
August 4	380 George Sherman, for printing the law reports,	476 50	
	381 Wm. R. Allen, one of the Commissioners authorised to erect a new State Penitentiary,	2,000 00	
		<hr/>	9,568 70
11	382 Hugh Aggius, six months pension,	30 00	
	383 John Salter, for one month's pension,	5 00	
	384 Collector of Warren, for 6 Inquisitions,	73 64	
18	385 William R. Allen, one of the Commissioners authorised to erect a new State Penitentiary,	3,000 00	
26	386 Daniel Fenton, for books,	16 00	
27	387 James S. Green, Law Reporter, 6 months salary,	100 00	
	388 Do. for services in Chancery,	2 00	
	389 Thomas Price, for 6 months pension,	30 00	
		<hr/>	3,256 64
Sept. 9	390 The Commissioners for erecting a new State Penitentiary,	5,000 00	
11	391 Brigade Inspector of Burlington,	30 00	
	392 Do do of Somerset,	30 00	
	393 Do do of Sussex,	30 00	
	394 Do do of Hunterdon,	30 00	
	395 Enoch Green, one of the Commissioners on the part of the State respecting the removal of obstructions in the Delaware river,	280 26	
	396 Uzal Hagerty, Sheriff of Sussex, for transporting a prisoner to State Prison,	32 00	
	397 Two Inquisitions from Sussex,	22 58	
	398 Two do from Morris,	18 74	
	399 One do from Salem,	16 67	

Dr.      CHARLES PARKER, *Treasurer of New Jersey.*

1834.	Amount brought forward,	Dolls. Cts. 88,816 04
Aug. 8	Received from School fund for construction of prison,	2,000 00
29	Received from Camden and Am- boy Rail Road and Transporta- tion Company,	6,108 55
Sept. 11	Received from Thomas M. Per- rine, keeper of State Prison,	1,000 00
		<hr/> 97,924 59

## CONTRA.

1834.	Dolls. Cts.	
Sept. 11	400 By paid Thomas C. Ryerson, a Justice of the Supreme Court,	700 00
	401 Isaac Combs, constable, for attending Supreme Court,	7 50
	402 Edmund Dollas, do	7 50
21	403 John Milledge, Sergeant-at- Arms,	6 00
		<hr/> 6,211 25
	404 Sheriff of Sussex, for trans- porting a prisoner to the State Prison,	22 40
	405 Sheriff of Middlesex, for do	12 80
	406 James D. Westcott, for re- cording and filing papers,	25 61
Oct. 6	407 Thomas M. Perrine, keeper of the State Prison, one- fourth of his salary,	200 00
	408 Charles Sutterly, clerk, do	137 50
	409 Thos. Neal, assistant keeper, one-fourth of his salary,	125 00
	410 John Cunningham, do do	125 00
	411 William Van Hart, do do	125 00
	412 Samuel Snedeker, do do	125 00
	413 Richard Campbell, do do	125 00
	414 John H. Norton, do do	75 00
	415 Dr. James T. Clarke, phy- sician, for one-fourth of his salary,	18 75
	416 John Salter, for one month's pension,	5 00
		<hr/> 1,172 06
7	417 Wm. R. Allen, one of the Commissioners authorised to erect a new State Peni- tentiary, on account of ap- propriation,	5,000 00
	418 Five inquisitions from Bergen county,	52 38
	419 John Reed, constable, for attending Supreme Court,	9 75
	420 Sheriff of Gloucester, for transporting a prisoner to State Prison,	17 20



DR. CHARLES PARKER, *Treasurer of New Jersey.*

1834.		Dolls. Cts.
	Amount brought forward,	97,924 59
Oct. 1	To received for loan of Trenton Banking Co.—for construction of Penitentiary,	20,000 00
		<hr/>
		117,924 59

1834.

Dolls. Cts.

Oct. 17	421	By paid John Salter, for one month's pension,	5 00	
20	422	John Bacon, Secretary of the Institution in Pennsylvania for tuition of Deaf and Dumb,	464 21	
	423	Ephraim Ryno, former keeper of State Prison,	143 09	
21	424	Borden M. Voorheese, for copying and recording votes and proceedings,	360 96	
22	425	M'Creedy & Stelle, for printing votes and proceedings of 58th General Assembly,	781 00	
				6,833 59
24	426	Charles Parker, for 1 year's salary as Treasurer,	1000 00	
	427	For distributing the laws and proceedings of the Legislature, and for Beriles, &c.	87 00	
				109,623 17
28	428	The Commissioners for erecting a new State Penitentiary,	5000 00	
		Balance due per contra,	3822 42	
				\$118,445 59

DR. CHARLES PARKER, *Treasurer of New Jersey.*

		Dolls. Cts.
1834.	Amount brought forward,	117,924 59
21	To received of Thomas M. Perrine, keeper of State Prison,	200 00
	To received of Governor, for pedlar's license,	321 00
		<hr/>
		\$118,445 59

We, the committee of Council and Assembly appointed to settle with the Treasurer of the State, do hereby certify that we have examined the foregoing account current, and compared the same with the books and other evidences relating thereto, in his office, and we do find the same correctly stated and balanced both as to receipts and disbursements. We find a balance in his hands of three thousand eight hundred and twenty-two dollars and forty-two cents.

*Trenton, October 28, 1834.*

NATHANIEL SAXTON,  
JEREMIAH LEAMING,

*Committee of Council.*

JOSEPH ROGERS,  
RICHARD S. FIELD,  
THOMAS G. HAIGHT,  
JOHN I. BRYANT,  
BENJ. HAMILTON,

*Committee of Assembly.*





*A Summary Statement from the Treasurer's*

## RECEIPTS.

To loaned from School Fund for aiding in building a new Penitentiary,	27,000 00
To balance in the hands of Treasurer, 22d October, 1833,	2,809 70
To tax from the several counties,	40,000 00
To forfeited recognizance,	1,000 00
To loan from Trenton Bank for new Penitentiary,	20,000 00
To received from Rail Road and Canal Co. for transit duties, guarantee and dividends,	27,108 55
To proceeds of State Land at Paterson,	60 00
To State Prison,	1,200 00
To Pedlar's License,	351 00
To bills receivable—due from 1st Pres- byterian congregation at Paterson,	150 00
	<hr/>
	\$119,679 25
	<hr/>

1834.

Oct. 28 To amount due from 1st Presbyterian congregation at Paterson,	150 00
Due from Bergen county for balance of tax for 1833,	1,083 84
Deposited in Trenton Bank,	3,458 42
Cash paid for sundry expence in repairs of State Property, &c. &c. to be account- ed for in incidental bill,	364 00
	<hr/>
Balance,	\$5,056 26

*Books of Receipts and Disbursements.*

By paid interest on loan made in		
1833 by State Treasurer,	158	33
✓ Jurisdiction, paid per this account,	489	00
✓ Printing, do	2,005	50
✓ Militia, do	399	28
✓ Constables, do	62	25
✓ Incidental, do	2,984	11
✓ Salaries, do	6,983	83
✓ Legislature, do	15,408	76
State, do	4,221	97
State Library, do	126	47
✓ Pensions, do	556	66
Compilation, do	700	00
New Penitentiary, do	61,416	70
✓ Transportation, do	445	26
✓ Deaf and Dumb, do	2,112	08
✓ State Prison, do	4,568	09
✓ Inquisitions, do	984	88
Loan for new prison for 1833,		
paid off,	11,000,000	
Balance per contra,	5,156,26	
	<hr/>	\$119,679 25

DR. *Charles Parker, Treasurer of the State of N. Jersey, in*

1833.

October	To a balance in the hands of the Treasurer this day on a settle- ment of accounts,		192 36
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Dec. 23	To received of Asher Atkinson, col- lector of Hunterdon, for interest,	400 00	
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1834.

Jan. 1	Tax on capital of State bank at Elizabeth, for 1833,	664 49	
	Tax on capital of Commercial bank, at Amboy, for 1833,	150 00	
2	Tax on capital of Mechanics bank at Newark, for 1833,	1,250 00	
	Tax on capital of the Newark Banking and Insurance Co. for 1833,	1,750 00	
	Tax on capital of State bank at Newark, for 1833,	1,400 00	
		<hr/>	5,614 49

7	Tax on capital on State bank at New Brunswick for 1833,	440 00	
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	Tax on capital of Farmers bank of New Jersey for 1833,	500 00	
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13	Tax on Capital of Belvidere bank for 1833,	175 00	
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14	Tax on capital of Cumberland bank for 1833,	260 12	
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	Dividend on 40 shares of stock of the Cumberland bank,	60 00	
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28	Tax on capital of Union bank at Dover for 1833,	250 00	
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Feb. 4	Interest on loan to Jonathan K. Hassinger,	435 00	
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22	Tax on capital of State bank at Camden,	1,500 00	
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		<hr/>	3,620 12
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	Tax on capital of People's bank at Paterson for 1833,	375 00	
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	Tax on capital of State bank at Morris for 1833,	392 20	
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	Tax on capital of Mechanics bank at Rahway, for 1833,	300 00	
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	Tax on capital of Farmers and Me- chanics bank at Middletown Point,	50 00	
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*Account Current with the New Jersey School Fund.*

CR.

## CONTRA.

1834.				Dolls. Cts.	
March	5	1	By loaned to the State to build a new state Penitentiary,	5,000	00
	20	2	Do. do. do.	5,000	00
April	18	3	By paid Samuel Wilson, collector of Warren, for apportionment of common school money,	1,092	75
	30	4	By loaned for building a new State Penitentiary,	5,000	00
May	5	5	By paid collector of Essex for common school purposes,	1,911	02
		6	Collector of Cumberland, for do.	793	09
		7	Collector of Gloucester for do.	1,689	63
	8	8	William R. Allen, being a loan to the State for the construction of a new penitentiary,	5,000	00
	9	9	Wm. I. Conover, collector of Monmouth, for common school purposes,	1,861	84
	10	10	James Wood, collector of Morris, for do.	1,568	01
		11	James Hulne, collector of Burlington, for do.	2,153	56
	16	12	Nicholas Booream, collector of Middlesex, for do.	1,626	68
	19	13	John G. Gaston, collector of Somerset for do.	1,321	43
	20	14	Asher Atkinson, collector of Hunterdon, for do.	2,267	92
	24	15	R. M. Holmes, collector of Cape May, for do.	323	00
	26	16	David Ryerson, collector of Sussex, for do.	1,012	85
June	2	17	Wm. R. Allen, on account loaned to the State to erect a new State penitentiary,	5,000	00
	19	18	Wm. G. Beasley, collector of Salem, for common school purposes,	1,078	30
July	2	19	C. C. Zabriskie, collector of Bergen, for do.	1,299	92
Aug.	4	20	Wm. R. Allen, on account of loan to New Jersey, for erecting a State Penitentiary,	2,000	00
				<hr/>	47,000 00



DR. *Charles Parker, Treasurer of the State of N. Jersey, in*

		Dolls.	Cts.
1834.			
Feb. 22	To received for tax on capital of Orange bank for 1833,	400	00
March 20	Interest on 4½ per cent U. States stock,	73	82
	Six months interest on Pennsylvania State stock,	2,702	50
	Six months interest on loan to Commissioners of the County of Philadelphia,	1,250	00
		—	—
			5,543 32
April 7	Interest on bond from the Freeholders of Sussex county,	399	12
23	A. Lalor, for 8 months interest on bonds, &c. to 16th instant,	400	00
30	Loan Office, on account of principal and interest of 4½ per cent United States Stock,	6,660	78
May 1	Jonathan K. Hassinger, on account of principal, \$8,400, and interest, \$217 50, making,	8,617	50
16	Tax on capital of Trenton banking company, for 1833,	1,073	70
20	On account of principal of J. K. Hassinger, \$6,000, for interest, \$31 25, making,	6,031	25
		—	—
			23,182 35
26	Balance of principal due from J. K. Hassinger, \$3,000, for balance of interest, \$2 50,	3,002	50
	Balance of interest and principal of 4½ per cent stock,	1,026	25
	Dividend on Trenton Bank stock up to 1st of Jan. last,	159	60
July 19	Six months interest on loan to the County Commissioners of Philadelphia, to 1st inst.	1,250	00
Aug. 4	Six months interest on Pennsylvania State Stock to 1st inst.	2,702	50
	Dividend on Common Bank stock, up to 1st June last,	159	60
29	Tax on capital of Salem Banking Co. for 1833	150	00
	Three quarterly yearly dividends on		

*Account Current with the New Jersey School Fund.*

CR.

## CONTRA.

1834.

By amount brought forward,  
Balance per contra,

Dolls. Cts.

47,000 00

1,132 14

---

 48,132 14

DR. *Charles Parker, Treasurer of the State of N. Jersey, in*

1834		937 50	Dolls. Cts.
	Newark Turnpike Stock, up to July last,	<u>937 50</u>	9,387 95
Oct. 28	To received of Sussex bank for dividends on stock up to 1st August,	75 00	
	Cumberland bank for 6 months dividend on stock to 1st July,	60 00	
	State bank at Morris, for balance of tax of 1833,	107 80	
	Rahway bank for balance of tax of 1833,	50 00	
	Orange bank for balance of tax of 1833,	100 00	
	Sussex bank for tax of 1833,	196 67	
	Balance of tax received from State bank at Elizabeth for 1833,	<u>1 88</u>	591 35
			<u>48,132 14</u>
	To a balance on settlement this day,		1,132 14

*Account Current with the New Jersey School Fund.*

CR.

## CONTRA.

1834.

By amount brought forward,

Dolls. Cts.

48,132 14

We, the committee of Council and Assembly appointed to settle with the Treasurer of the State, having examined the foregoing account current, and compared the same with the books and other evidences relating thereto, do find the same correctly stated and balanced. They find the balance in his hands, from the proceeds of the school fund, eleven hundred and thirty-two dollars and fourteen cents, which balance they find deposited to his credit in the several banks described in the summary account of the school fund, herewith annexed.

*Trenton, October 28, 1834.*

NATHANIEL SAXTON,  
JEREMIAH LEAMING,

*Committee of Council.*

JOSEPH ROGERS,  
RICHARD S. FIELD,  
THOMAS G. HAIGHT,  
JOHN I. BRYANT,  
BENJ. HAMILTON,

*Committee of Assembly.*



*Recapitulation of the New Jersey School Fund, Trenton,  
October 22, 1833.*

To a balance this day in the hands of the Treasurer on settlement,  
 To received principal of  $4\frac{1}{2}$  per cent U. S. Stock,  
     " seven months interest on the above up to 1st May,  
 To amount of loan to Hunterdon county, still due,  
 To 1 year's interest, received up to 1st of April next,  
 To amount of Cumberland bank stock on hand, say 40 full shares,  
 To two semi-annual dividends up to 1st July last,  
 To amount of 20 shares of Sussex bank stock on hand,  
 To two semi-annual dividends received up to 1st of August last,  
 To stock of the East Jersey Rail Road and Transportation Co., for which 250  
   shares of Newark turnpike stock were exchanged, worth,  
 To 3 quarter yearly dividends declared up to 1st July last,  $2\frac{1}{2}$  per cent each,  
 To 133 shares of Trenton bank stock on hand,  
 To received two semi-annual dividends up to 1st July last,  
 To amount of loan to Philadelphia county, due,  
 To received 1 year's interest up to the 1st of July last,  
 To received of J. K. Hassinger, in full, for loan to him,  
 To received of J. K. Hassinger, for interest on loan,  
 To loan in Burlington county, on bond and mortgage,  
 To received 8 months interest up to 16th of April last,  
 To amount of Pennsylvania state stock on hand,  
 To received for 1 year's interest up to 1st of August,  
 To amount of loan to Sussex county,  
 To received interest due up to 1st April, 1834,

Receipts.	Disbursements	Amt. of Fund.
192 36		
7,562 36		
198 49		8,000 00
400 00		2,000 00
120 00		1,000 00
75 00		
937 50		12,500 00
319 20		3,990 00
2,500 00		50,000 00
17,400 00		
686 25		12,000 00
400 00		108,100 00
5,405 00		8,000 00
399 12		

To amount of tax received from the several banks that have paid for 1833, To amount loaned to the State of New Jersey for the purpose of building a new Penitentiary,	11,536 86		
To amount of appropriation paid for common school purposes,		20,000 00	27,000 00
To amount of loan made for building a new penitentiary, appropriated to Commissioners,		27,000 00	
To amount of balance on hand,			1,132 14
Total amount of receipts,	48,132 14		
Amount of Disbursements,	47,000 00		
Balance on settlement,	1,132 14		
Total amount of available funds,			233,722 14
There is due from the following banks for arrears of tax of 1833, the follow- ing sums:—New Brunswick bank, \$450; Mechanics bank at Pater- son, \$350—Washington bank, \$467 30, making the sum of \$1,267 30, which if collected will become an addition to the general fund,			1,267 30
			<u>234,989 44</u>

There is deposited to the credit of Charles Parker, Treasurer of the said state, in banks hereafter named, the respective amounts as set forth, which appears by his bank books and certificates:

In the state bank at Elizabeth,	1 88
In the Trenton Banking Company,	475 79
In the Sussex bank,	276 67
In the Cumberland bank,	120 00
In the Orange bank,	100 00
In the Farmers and Mechanics bank at Rahway,	50 00
In the State bank at Morris,	107 80

Equal to the balance on hand,	<hr/> \$1,132 14
-------------------------------	------------------

We, the committee of Council and Assembly, appointed to settle with the Treasurer of the State, do hereby certify that we have examined the foregoing recapitulation of the School Fund Account, and have compared the same with the books kept by him, and with other evidences relating thereto, do find the same in all things correct.

*Trenton, October 28, 1834.*

NATHANIEL SAXTON,  
JEREMIAH LEAMING,

*Committee of Council.*

THOMAS G. HAIGHT,  
JOSEPH ROGERS,  
RICHARD S. FIELD,  
JOHN I. BRYANT,  
BENJ. HAMILTON,

*Committee of Assembly.*

Mr. Hardenbergh, from committee, reported the following settlement of the accounts of the State Prison, together with an inventory of goods on hand,

Which was read, and

Ordered to lie on the table,

And the usual number of copies to be printed for the use of the House.

## REPORT.

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THE JOINT-COMMITTEE, OF COUNCIL AND ASSEMBLY, APPOINTED TO SETTLE THE ACCOUNTS OF THE STATE PRISON, REPORT THE FOLLOWING, AS THE RESULT OF CAREFUL INVESTIGATION.

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### PROVISION ACCOUNT.

To amount of provision on hand on the 30th September, 1833, as per inventory and valuation then made,		\$198 67
Amount expended for provision from that time to the first of October, 1834,		3160 04
		<hr/>
Whole amount		\$3358 71

From this sum is to be deducted the amount of provisions sold by the keeper,	\$200 09	
Value of provisions on hand, as per inventory, 30 Sept. 1834,	157 92	358 01
	<hr/>	<hr/>
Leaving amount expended for provisions,		\$3000 70

### FUEL ACCOUNT.

To amount of inventory on the 30th September, 1833,		530 50
Amount expended up to 1st October, 1834,		228 17
		<hr/>
Whole amount,		\$758 67



Deduct for coal, &c., sold during the year,	179 58	
Amount of inventory, 1st October 1834,	18 25	197 83
	<hr/>	<hr/>
Leaving amount expended for fuel,		560 84

## CLOTHING ACCOUNT.

To amount on hand 30th September, 1833, as per inventory,		273 90
Amount expended from that time to the 1st October, 1834,		640 80
		<hr/>
Whole amount,		914 70
From this is to be deducted the amount sold,	1 35	
Amount of clothing on hand 1st October, 1834,	359 46	360 81
	<hr/>	<hr/>
Leaving whole amount expended for clothing,		553 89

## INCIDENTAL ACCOUNT.

To amount of inventory, 30th September, 1833,		149 97
Amount expended as before,		559 14
		<hr/>
Whole amount,		709 11
Deduct articles sold,	6 03	
Amount of inventory 1st October, 1834,	161 50	167 53
	<hr/>	<hr/>
Leaving amount expended on this account,		541 58

## FURNITURE ACCOUNT.

To amount of inventory 30th September, 1833,		889 59
Amount expended up to 1st October, 1834,		94 32
		<hr/>
Whole amount,		993 91
Deduct for furniture sold,	2 43	

Amount of inventory, 1st October, 1834,	762 53	764 96
Amount expended for the year,		228 95

## HOSPITAL ACCOUNT.

To amount of inventory, 30th September, 1833,		29 67
Amount expended up to 1st October, 1834,		72 50
Whole amount,		102 17
Deduct for articles sold,	0 00	
Amount of inventory, 1st October, 1834,	33 30	33 30
Leaving amount expended on this account,		68 87

## WEAVING ACCOUNT.

To amount of inventory, 30th September, 1833,		3,083 20
Amount expended on this account,		1,701 86
Whole amount,		4,785 06
This account to be credited with articles sold,	5,590 39	
Amount of inventory, 1st October, 1834,	2,004 16	7,594 55
Profit on this account,		2,809 49

## CORDWAINER'S ACCOUNT.

To amount of inventory, 30th September, 1833,		292 17
Amount of purchases chargeable to this account,		1044 33
Whole amount,		1336 50
This account to be credited with articles sold,	2,260 66	
Amount of inventory, 1st October, 1834,	374 82	2,635 48
Profit on this account,		1,298 98

## SMITH FACTORY ACCOUNT.

To amount of inventory, 30th September, 1833,	122	86
Amount expended up to 1st October, 1834,	53	69

Whole amount,	176	55
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This account to be credited with work done by prisoners,	991	43	
Amount of its inventory 1st October, 1834,	115	49	1,106 92
Profit on this account,			930 37

## SUNDRIES ACCOUNT.

To amount of inventory 30th September, 1833,	387	38
Amount expended as before,	744	38

Whole amount,	1,131	76
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This account is to be credited with work done by prisoners,	5,062	91	
Amount of inventory 1st October, 1834,	278	25	5,341 16
Profit on this account,			4,209 40

## PLAISTER ACCOUNT.

To amount of inventory, 30th September, 1833,	678	74
Amount expended on this account, as before,	19	68

Whole amount,	698	42
---------------	-----	----

This account is to be credited with articles sold,	470	32	
Amount of inventory, 1st October, 1834,	697	28	1,167 60
Profit on this account,			469 18

## STONE SAWING ACCOUNT.

To amount of inventory 30th September, 1833,	28	28
Amount expended on this account,		66

Whole amount,	28	94
---------------	----	----

This account is to be credited with sawing,	74 05	
Amount of its inventory 1st Octo- ber, 1834,	20 99	95 04
	<hr/>	<hr/>
Profit on this account,		66 10

## COOPERAGE ACCOUNT.

To amount of its inventory, 30th Sept. 1833,		179 32
Amount expended to 1st October, 1834,		21 61
		<hr/>
		200 93
This account to be credited with ar- ticles sold,	136 21	
Amount of inventory, 1st Oct. 1834,	97 33	233 54
	<hr/>	<hr/>
Profit on this account,		32 61

## STOCK ACCOUNT.

This account is credited for advance on lot sold,	15 00
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## INSEREST ACCOUNT.

Amount credited to this account, being received,	10 02
Whole amount received,	9,841 15
Whole amount expended,	4,954 83
	<hr/>
Gain or profit on prison operations,	4,886 32
Amount received over the expense of keeping prisoners for the year 1833, was	4,068 46
	<hr/>
Difference in favor of the prison between the year 1834, and the one preceding,	817 86
The whole amount received during the year,	9,841 15
The whole amount expended on account of the prison from the 30th September, 1833, to 1st October, 1834, is	4,954 83
Add to this for salary of principal keeper,	1,000 00
Clerk,	550 00
Six assistant keepers,	2,800 00



Physician,	75 00	
		9,379 83
Leaving a balance of		461 32
in favor of the prison over and above supporting itself and paying the expense of its officers.		
The amount paid out of the State Treasury, for the transportation of convicts from the different counties this year is,	513 00	
If from this is deducted the balance as above stated,	461 32	
The actual loss on the whole for the year will be but	51 68	
In referring to the last year's report it will appear that the loss of prison for said year, including transportation of prisoners, was	1,052 98	
Which makes a difference in favour of the prison between the year 1834, and the one preceding, of	1,101 30	
There were confined in the state prison on the 1st October, 1833		126 prisoners.
Since that period we have received		26
Making together,		152
Discharged during the same period, viz:		
By expiration of sentence,	26	
Pardons,	6	
President of the United States,	1	
Escaped whilst employed at the New Prison,	1	
Died,	4	38
Total in confinement on 30th September, 1834,		114 prisoners
74 of which are white Males,		
3 Females,		
35 Coloured Males,		
2 Females.		

There were confined in the prison on the 1st day of October, 1824, one hundred and fourteen prisoners; of these there were received from the 1st October, 1833, to the 1st October, 1834, twenty-six; of the prisoners seventy-four are white

males, three white females, thirty-five colored males, and two colored females. There are 100 Americans, 4 English, 8 Irish, 1 from the West Indies, and 1 from Poland. Ninety-eight are committed for the first offence, ten for the second, four for the third, one for the fourth, and one for the fifth. Twenty-six are employed in weaving; one in warping; one in putting up cloth; twelve in spooling; ten in shoemaking; three in tailoring; four in spinning; one in binding shoes; one in washing; two in baking; two in cooking; one in coopering; one as a carpenter; five in smithing for the new prison; twenty-four laborers working at the new prison; one in sawing stone; three in pounding plaister; one attending the sick; five in the sick room; one in coloring yarn; one employed in the yard; six in the cells, three of which are insane; and two infirm and unable to work.

Of the whole number 8 have been sent from the county of Bergen; 5 from Sussex; 7 from Warren; 27 from Essex; 11 from Morris; 6 from Somerset; 14 from Middlesex; 9 from Monmouth; 2 from Hunterdon; 1 from the city of Trenton; 10 from Burlington; 9 from Gloucester; 2 from Salem; and 3 from Cumberland.

All which is most respectfully submitted.

CHARLES SITGREAVES,  
ANDREW SNOWHILL,

*Committee from Council*

C. L. HARDENBERGH,  
W. H. SLOAN,  
THOMAS MUIR,  
THOMAS E. HUNT,  
BENJAMIN FISH,

*Committee from Assembly.*

Mr. Bryant from the Committee reported a bill entitled An Act to authorize the Philadelphia and Trenton Rail Road Company to construct a via-duct across the Delaware River,

Which was read, and

Ordered a second reading,

Mr. Bryant from the committee to whom had been referred the petition of James Huntsman, for divorce, reported a bill, entitled "An act to divorce James Huntsman from his wife Rebecca,"

Read, and

Ordered second reading,

No. 21. Of unfinished business being "An act authorizing

the erection of a bridge over Edward's Creek and Parker's Creek in the county of Monmouth,"

Was called up,

Whereupon, upon motion of Mr. Haight, the same was dismissed from the files of the House.

The resolution fixing the period of adjournment,

Was called up, and while under consideration,

Was postponed until afternoon.

The engrossed Bill to provide for the distribution of the compiled Laws, of this State. and to compensate the compiler, Josiah Harrison, Esqr.,

Was read a third time and compared, and

On the question, shall this bill pass?

It was decided in the affirmative as follows :

### YEAS,

Messrs. Ackerman,

Biddle,

Bryant,

Brotzman,

Crowell,

Cooper,

Dickerson,

Flummerfelt,

Field,

Fish,

Green,

Garrison,

Gifford,

Hopper,

Haight,

H. Hilliard,

J. Hilliard,

Hankinson,

Hardenberg,

Humphreys,

Hamilton,

Hunt,

Messrs. Johnson,

Kline,

Lydecker,

J. Lippencott,

S. B. Lippencott,

Marshall,

McKee,

Newcomb,

Parsons,

Page,

Ross,

Runyon,

Scull,

Shay,

Stewart,

Swan,

Smith,

Siles,

Thompson,

Vandyke,

Whitehead,

Whitekar,—44.

## NAYS,

Messrs. Haight,  
Lindsley,

Messrs. Muir,  
Ryall, (speaker,) Rogers,—5.

Ordered, That the Speaker sign the same.

The engrossed joint resolution, employing Joseph Justice to print the bills and other current printing of the two Houses, Was called up, and

On the question, shall this joint resolution pass ?

It was decided unanimously in the affirmative.

Ordered, That the Speaker sign the same, and the Clerk carry the bill and resolution so prepared, to Council, inform them that the House have passed the same and request their concurrence therein.

The engrossed bill entitled a supplement to an act, entitled “an act to incorporate the Manufacturers’ Bank at Bellville,

Was taken up, and

While under consideration,

Was postponed.

Mr. Stewart from committee reported a bill, entitled “an act relative to the President and Directors of the Trenton and New Brunswick Turnpike Company.”

The bill entitled “an act for the support of the Government of the State,

Was read by sections,

Agreed to, and

Ordered to be engrossed for a third reading.

The supplement to the bill to authorize the owners of Pigion Swamp, &c., in Middlesex, to clear obstructions in a certain water course,

Was taken up,

Read by sections,

Considered and agreed to, and

Ordered to be engrossed for a third reading.

The supplement to the Belleville Bank bill, was,

Upon motion of Mr. Muir,

Again called up,

And the same having been read three times and compared,

Upon the question shall this bill pass ?

It was decided in the affirmative, as follows :



## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Crowell,  
 Field,  
 Fish,  
 Haight,  
 J. Hilliard,  
 Hankinson,  
 Hamilton,  
 Hunt,  
 Johnson,  
 J. Lippencott,  
 Muir,

Messrs. Mc Kee,  
 Newcomb,  
 Parsons,  
 Page,  
 Ross,  
 Ryall, (speaker,)  
 Runyon,  
 Scull,  
 Sloan,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,

Whitekar,—29.

## NAYS.

Messrs. Broizman,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Greer,  
 Garrison,  
 Gifford,  
 Hopper,  
 H. Hilliard,

Messrs. Hardenbergh,  
 Kline,  
 Lydecker,  
 Lindsey,  
 S. B. Lippencott,  
 Marshall,  
 Rogers,  
 Shay,  
 Stewart,—18.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, inform Council that the said bill has been passed by the House, and request their concurrence.

House adjourned to 3 o'clock, P. M.

THURSDAY AFTERNOON, NOV. 6, 1834.

*Three o'clock the House met.*

The Speaker laid before the House a communication from Charles Parker, Esq., Treasurer, enclosing the following statement of the affairs and condition of the Belvidere Bank :

Statement of the affairs of the BELVIDERE BANK, at Belvidere, N. J., made the third day of November, in the year eighteen hundred and thirty-four, (1834) in conformity to its charter.

*DR.*

To Bills discounted,	\$55,035 18
“ Deposits in sundry Banks,	21,696 51
“ Plates, paper, and Bank furniture,	1,135 69
“ Banking house and lot,	3,982 10
“ Cash in notes of other Banks,	8,282 00
“ Specie in vault,	11,715 13
	————— \$101,846 16

*CR.*

By Capital stock paid in,	\$35,000 00
“ Belvidere notes in circulation,	53,493 00
“ Surplus at the credit of profit and loss,	3,965 15
“ Discounts received since 1st of October last,	507 53
“ Dividends unclaimed,	328 95
“ Amount due to other Banks,	911 78
“ Deposites on account of individuals,	7,640 20
	————— \$101,846 61

In witness whereof, we, the President and Cashier of said Bank, have signed our names and affixed the seal of said corporation, date as aforesaid.

J. KINNEY, Jr., President.  
JOHN STUART, Cashier.

[L. s.]

STATE OF NEW JERSEY,        }  
                   Warren Connty, ss. }

Personally appeared before me, George R. King, one of the Justices of the Peace in and for said county, John Kinney, Jr., President of the Belvidere Bank, and John Stuart, Cashier thereof, each of whom being duly sworn according to law, doth on their oaths depose and say, that the foregoing statement, to which they have subscribed their names, is true to the best of their knowledge.

Sworn and subscribed this third day of November, 1834.

GEORGE R. KING.

Also, the following statement from the Farmers' and Mechanics' Bank, at Middletown Point :

Statement of the FARMERS' & MERCHANTS' BANK of  
 Middletown Point, 3d November, 1834.

*DR.*

For Capital paid in,	\$10,000 00	
“ Office notes in circulation,	19,796 00	
“ Amount due depositors,	15,440 55	
“ Surplus fund, or balance, profit and loss account,	611 79	
“ Interest or discount account un- appropriated,	579 85	
	<hr/>	\$46,428 19

*CR.*

By discounted notes outstanding,		\$31,946 31
“ Specie in Bank,	5,333 07	
“ Notes of other Banks,	1,560 00	
“ Deposited in Fulton Bank, New York,	6,397 91	
“ Due from State Bank, New Brunswick,	104 00	
	<hr/>	13,394 98
“ Sinking Fund, or fixtures on hand,		981 50
“ Incidental expenses paid since dividend,		105 43
		<hr/>
		\$46,428 22

STATE OF NEW JERSEY, }  
 Monmouth County, ss. }

Be it remembered, That on this third day of November, one thousand eight hundred and thirty-four, personally appeared before me, Wm. H. Whitlock, Esq., one of the Justices of the Peace in and for the said county, De La Fayette Schanck, President, and Elihu Baker, Cashier, of the Farmers and Merchants Bank of Middletown Point, who, being duly sworn according to law, depose, and on their oath saith, that the above is a true statement from the Books of the said Bank, according to the best of their knowledge and belief.

D. L. F. SCHANCK, President.  
 ELIHU BAKER, Cashier.

Sworn and subscribed before me, the day and year above written.

WM. H. WHITLOCK, Justice.

Which statements were both  
 Ordered to be laid upon the table,  
 And to be printed.

Message from Council, by Mr. Westcott, their Secretary, informed the House that Council had passed a joint resolution relating to the re-printing of certain pamphlets containing the votes and proceedings of the Provincial Congress of New Jersey, and the Committee of Safety, in 1775 and 1776, to which they request the assent of the House of Assembly,

Which was read, and

Referred to Messrs. Whitehead, Marshall and Gifford.

The message also informed the House that Council had passed the bill from the House of Assembly, entitled an "act to provide for the distribution of the late compilation of the public laws of this State, and for compensation for compiling and printing the same," without amendment.

The Speaker laid before the House the following communication from Joseph Warren Scott, Esq.,

Which was read, and with the several bills accompanying the same, were,

On motion of Mr. Field,

Ordered to lie on the table.



*To the Honorable the Legislative Council, and*

*General Assembly of the State of New Jersey.*

Under an appointment and commission from His Excellency the Governor, I prepared and reported to the Legislature, early in the month of February last, for their inspection and revision, eleven Bills, entitled respectively as follows, viz :

1. An Act concerning the Ordinary and the Prerogative Court.
2. An Act concerning the Orphans' Courts.
3. An Act concerning Surrogates.
4. An Act concerning Wills.
5. An Act concerning Executors and Administrators.
6. An Act concerning the descent and distribution of the Estates of Intestates.
7. An Act for the more just and equal distribution of the Estates of deceased Insolvents.
8. An Act relative to Dower.
9. An Act concerning Guardians.
10. A Supplement to the Act relative to the Supreme and Circuit Courts.
11. An Act to establish Superior Courts of Common Pleas.

The Commission was very broad and expansive, and required me, to revise, amend, and digest, one entire portion of our jurisprudence, so far as respects the statute law. Descent, distribution, dower, guardianship, legacy, testament, and intestacy; as well as the principles or practice in the Courts, to which matters of this nature, are properly committed, were obviously within the scope of the appointment.

The House of Assembly referred the Report, together with the Bills, to a highly intelligent and respectable committee. That committee devoted much time and attention, to the important and interesting questions submitted to them; and

finally made their report, approbatory of the system, and of the principles reported in the Bills: And they recommended that a large number of copies of the Bills should be printed—that a liberal circulation of them should be made, during the recess of the Legislature, and that various public functionaries should be supplied with copies.

The House, by resolution, directed this to be done. The Committee also requested and advised me, to annex to each of the Bills, remarks and notes explanatory, and sometimes historical, in relation to the important principles there involved.

This duty I have endeavored faithfully to perform; and the work is now submitted to the wisdom of the Legislature.

I cannot but regret that the notes and remarks are so much *in extenso*; but I found it impossible to condense them within a smaller compass, without an entire failure to do justice to the subject. I should, indeed, apprehend that I had trespassed immeasurably on the patience and attention of the Legislature, if I had not at the same time a deep and almost painful sense of the importance of the subjects. It ought not to be forgotten, that the amount of wealth and property constantly passing through the Courts, to which attention is here called, is enormous. That, on an average, all the property of the citizens of the State, is adjudged of in them once in about twenty years: That widows, orphans and others, who are incapable of spreading their complaints abroad, or of defending themselves against the wiley arts of fraud and cunning, are the suitors, and not unfrequently the victims. Hence we are prepared for the sequel of the appalling tale, that there the most flagrant injustice has been committed, and for a long course of years “repeated, and re-repeated in the semblance of equity and under the forms of law.”

May I not be allowed to add, that in our land public opinion is the ultimate arbiter. Great deference is due to *that*. Many notes, remarks, explanations and criticisms, are justly introduced in reference to that, which the superior knowledge of those to whom they are immediately addressed, must render entirely superfluous.

That the Legislature have acted on this principle, is very obvious. They have required that an extensive circulation should be given to the work; and, as far as it has been practicable, their command has been obeyed.

The remaining copies of the bills, not distributed according to the direction of the House of Assembly, have been delivered to the Treasurer, for the use of the Legislature.

It cannot escape the attention of the Legislature, that several things have been omitted, and manifestly by design.

1. I have not taken notice of the statute 13th June, 1830, entitled an act further regulating the descent of real estates. R. L. 774.

By the first section it is enacted, that in case of a devise to one for life, with remainder to his *heirs*, or to the *heirs of his body*, the life estate shall be good ; but after the determination of that, the lands devised shall go to the children of *such devisee*, as tenants in common in fee.

A series of questions arise upon this section. What shall become of the *estate in remainder* created by the devise ? What is the destination of the estate, if the tenant for life shall die, *leaving no issue* ? It may easily happen there shall be no *issue*, and yet there may be *heirs capable of inheriting*. Must the inheritance go to the *right heirs* of the tenant for life ? Or must his brothers and sisters be cut off ? If the estate shall go to the *right heirs*, then must the common law rule of *male preference* and *primogeniture* prevail ? Or has the succession of the *right heirs* been totally interrupted ? And must the estate *revert* by force of the statute ? Or must it *escheat* ? These and others arising, are questions of no easy solution.

Difficulties of a precisely correspondent character, may arise under the second section.

That the interference of the Legislature is required, is past all doubt ; but without some intimation of their pleasure on the subject, it is impossible to revise that statute with effect.

2. There are no repealing clauses introduced into the bills reported. This is a work of time, and requires great care and attention. It cannot well be done, until it shall be seen what alterations in the existing systems it shall please the Legislature to adopt.

3. No alteration is made in the fee bill, nor is there any provision for the fees due for the many new services required.



This cannot be done satisfactorily, until it is known what shall be accepted and what rejected.

It ought also to be added, that so many supplements, alterations and additions, have been made in relation to the act regulating fees, that it has become difficult to be understood, independent of all the inconveniencies arising from its scattered character.

It is very respectfully suggested to the Legislature, that it would tend greatly to convenience, and would abridge many disputes, to revise that entire subject; and to bring all the matters connected with it into one statute. This was strongly recommended by Judge Patterson in the year 1799, and the Legislature *then* acted on his recommendation.

J. W. SCOTT.

New Brunswick, Sept. 30th, 1834.

Mr. Hamilton presented the following preamble and resolutions:

Whereas, since the last adjournment of Congress, the question has been distinctly put to the people of New Jersey upon the prominent measures of the present Administration of the General Government, and more especially those relative to the Bank of the United States, and their opinions approving those measures have been emphatically expressed through the ballot boxes: Therefore,

1. *Be it Resolved, by the Council and General Assembly of the State of New Jersey*, That they concur in and adhere to the resolutions of the Council and General Assembly of this state, passed on the eleventh day of January, and twenty-first day of February last, relative to the removal of the deposits, and re-charter of the United States Bank, which resolutions they believe truly express the opinions, and accord with the wishes of a majority of the people of this state.

2. *Resolved*, That our Senators from this state be instructed to vote for expunging from the Journal of the Senate of the United States, the resolution passed at their last session, declaring, "That the President in the late Executive proceedings in relation to the public revenue, had assumed upon himself authority and power not conferred by the Constitution and laws, but in derogation of both."



3. *Resolved*, That the Governor of this State be required to forward a copy of the above resolutions, to each of our Senators and Members in the House of Representatives, at the opening of the next session of Congress.

Which were read,

And, upon the question of ordering the same to have a second reading,

The yeas and nays being called for and ordered, it was decided in the affirmative as follows, to wit:

### YEAS,

Messrs. Brotzman,	Messrs. Hamilton,
Breese,	Kline,
Cooper,	Lydecker,
Dickerson,	Lindsley,
Flummerfelt,	S. B. Lippincott,
Greer,	Muir,
Garrison,	Marshall,
Gifford,	McKee,
Hopper,	Ryall, (speaker,)
Haight,	Rogers,
H. Hilliard,	Scull,
Hankinson,	Shay,
Hardenbergh,	Stewart,

Sloan—27.

### NAYS,

Messrs. Ackerman,	Messrs. Newcomb,
Biddle,	Parsons,
Bryant,	Page,
Crowell,	Ross,
Field,	Runyon,
Fish,	Smith,
L. Hilliard,	Stiles,
Hunt,	Thompson,
Johnson,	Vandyke,
J. Lippincott,	Whitehead,

Whitekar—21.

So the said resolutions were ordered to a second reading,  
And to be printed.

The bill to prevent burning, vending, or exploding fire  
crackers or squibs,

Was taken up,

Read by sections, and

Upon the question of ordering the same to be engrossed  
for a third reading,

The yeas and nays being desired, the vote stood as follows:

### YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Brotzman,  
Crowell,  
Cooper,  
Flummerfelt,  
Field,  
Fish,  
Gifford,  
Haight,  
H. Hilliard,  
I. Hilliard,  
Hankinson,  
Hardenbergh,  
Hunt,  
Johnson,  
Kline,  
Lindsley,

Messrs. J. Lippincott,  
S. B. Lippincott,  
Muir,  
McKee,  
Newcomb,  
Parsons,  
Page,  
Ross,  
Ryall, (speaker,)  
Runyon,  
Rogers,  
Shay,  
Sloan,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,  
Whitekar—38.

### NAYS,

Messrs. Breese,  
Dickerson,  
Greer,  
Garrison,  
Hopper,

Messrs. Hamilton,  
Lydecker,  
Marshall,  
Scull,  
Stewart—10.

Whereupon the said bill was  
 Ordered to be engrossed for a third reading.  
 The resolution fixing the period for the adjournment of the  
 House,

Was again taken up, and  
 While under consideration,  
 A motion was made further to postpone the same,  
 Upon which motion the yeas and nays were desired,  
 And being called, the vote stood as follows:

## YEAS,

Messrs. Brotzman,  
 Breese,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Greer,  
 Garrison,  
 Hopper,  
 H. Hilliard,  
 Hankinson,  
 Hardenbergh,  
 Hamilton,

Messrs. Kline,  
 Lydecker,  
 Lindsley,  
 S. B. Lippincott,  
 Marshall,  
 McKee,  
 Ryall, (speaker,)  
 Rogers,  
 Scull,  
 Stewart,  
 Shay,  
 Sloan—24.

## NAYS.

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Crowell,  
 Field,  
 Fish,  
 Gifford,  
 Haight,  
 I. Hilliard,  
 Hunt,  
 Johnson,  
 J. Lippincott.

Messrs. Muir,  
 Newcomb,  
 Parsons,  
 Page,  
 Ross,  
 Runyon,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar—24.

Whereupon, the Speaker gave the casting vote, and  
 The said resolution was declared to be postponed.  
 House adjourned to 10 o'clock to-morrow morning.

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## HOUSE OF ASSEMBLY.

FRIDAY MORNING, NOV. 7, 1834.

*Ten o'clock the House met.*

The Speaker made an explanatory statement in relation to the casting vote given yesterday upon the question of postponing the resolution to adjourn, and asked leave of the House to recall the said vote under doubts of its propriety.

Ordered, on motion, that the said vote be considered as rescinded, and that the question of postponing said resolution was lost.

Mr. Parsons presented a petition from James Augus, praying for a divorce from his wife Ann.

Read and referred to

Messrs. Parsons, Cooper, and Jos. Lippincott.

Ordered, that the bill from Council relative to the confirmation, by the administrators of Byram Pitney, deceased, of a contract made by said deceased with Thomas Dunlap, be referred to Messrs. Hamilton, Muir, and Brotzman.

The engrossed bill from Council to confirm the division of real estate between the heirs of Isaac Berdan, dec.,

Was taken up,

And the same having been read three times,

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said bill,



And that the Clerk inform Council that the House have passed the same,

Without amendment.

The engrossed bill to authorize Henry Hankinson to sell and convey real estate,

Was taken up,

And having been three times read and compared,

On the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the same.

The engrossed bill to incorporate

"The Boudinot Manufacturing Company,"

Was taken up,

And having been three times read and compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative, as follows :

### YEAS,

Messrs. Ackerman,

Biddle,

Bryant,

Brotzman,

Breese,

Crowell,

Greer,

Garrison,

Hopper,

Haight,

L. Hilliard,

Hankinson,

Hamilton,

Hunt,

Johnson,

Messrs. Kline,

Lydecker,

J. Lippincott,

Marshall,

Newcomb,

Parsons,

Page,

Ross,

Rumyon,

Shay,

Stewart,

Sloan,

Smith,

Stiles,

Vandyke,

Whitehead—31.

## NAYS.

Messrs. Cooper,  
 Dickerson,  
 Flummerfelt,  
 Gifford,  
 H. Hilliard,  
 Lindsley,

Messrs. S. B. Lippencott,  
 Muir,  
 McKee,  
 Ryall, (speaker,)  
 Rogers,  
 Scull,

Thompson—13.

Ordered, That the Speaker sign the same,

And that the Clerk carry the said bills to Council, and inform them that the House of Assembly have passed the same,

And request their assent thereto.

Mr. Hardenbergh, from the committee to whom had been referred

“The report of the Commissioners and Architect of the New Penitentiary,”

Made the following report, accompanied by a bill :

The committee to whom was referred the report of the Commissioners appointed to erect the new Penitentiary, beg leave to report, in part, upon the subject submitted to them.

It appears from the statements lately submitted to the Legislature, by the commissioners, that the appropriations heretofore made by law are nearly expended, and from recent conferences which your committee have themselves had with the commissioners they are satisfied it will be necessary to make some further provision at the present sitting. The buildings erecting are in such a state of forwardness that it is believed they will be completed externally before the setting in of winter, and the outer wall probably be finished ; while your committee express no opinion at present as to the policy of proceeding immediately to make preparations for the further extension of the buildings, they would recommend the passage of a law authorizing a further appropriation of ten thousand dollars to meet the present exigency : the monies recived from the Camden and Amboy Rail Road and Delaware and Raritan Canal Companies are aiding the State materially in meeting these expenditures. On the first day of

January next a further sum will be due from them of thirty-one thousand forty-one dollars and forty-five hundredths. Your committee beg leave herewith to report a bill.

C. L. HARDENBERGH,  
WILLIAM McKEE,  
JONAS SMITH,  
AMOS STILES,  
THOMAS MUIR.

Trenton, 7th November, 1834.

Which report was read, and

Ordered to lie on the table.

The bill being an act entitled

“An act making a further appropriation for building the new Penitentiary,”

Was read,

Ordered to a second reading,

And to be printed.

The resolution fixing the time of adjournment,

Was again called up,

And upon the question of filling up the first blank therein with

“Wednesday, the 12th of November, instant,”

The yeas and nays being desired and ordered,

It was determined in the affirmative, as follows :

#### YEAS,

Messrs. Brotzman,  
Breese,  
Cooper,  
Dickerson,  
Flummerfelt,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
H. Hubbard,  
Hankinson,  
Hardenbergh,

Messrs. Hamilton,  
Kine,  
Lydecker,  
Lindsley,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Ryall, (speaker,)  
Rogers,  
Scull,  
Shay,  
Stewart,

Sloan,—27.

## NAYS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Crowell,  
 Fish,  
 J. Hilliard,  
 Hunt,  
 Johnson,  
 J. Lippincott,  
 Newcomb,

Messrs. Parsons,  
 Page,  
 Ross,  
 Runyon,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar,—20.

The said resolution having been amended and considered,  
 Was agreed to, as follows :

*Resolved*, That this House will adjourn on Wednesday,  
 the 12th day of November instant, and meet again on the 1st  
 Wednesday of January next.

Mr. Ross offered the following resolution :

*Resolved*, That this House will not, during the present Le-  
 gislature, act upon any petition or bill for a divorce in any  
 case wherein the party or parties may have relief in the Court  
 of Chancery,

Read, and on motion,

Ordered to lie on the table.

The resolutions relative to the Bank of the United States, and  
 for instructing the Senators of New Jersey,

Was taken up,

And upon a motion to postpone the same until the next ses-  
 sion of the Legislature,

The yeas and nays being desired and ordered, it was de-  
 cided in the negative as follows:



## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Crowell,  
 Fish,  
 I. Hilliard,  
 Hunt,  
 Johnson,  
 J. Lippincott,  
 Newcomb,

Messrs. Parsons,  
 Page,  
 Ross,  
 Runyon,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar—20.

## NAYS,

Messrs. Brotzman,  
 Breese,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Greer,  
 Garrison,  
 Gifford,  
 Hopper,  
 Haight,  
 H. Hilliard,  
 Hankinson,  
 Hardenbergh,

Messrs. Hamilton,  
 Kline,  
 Lydecker,  
 Lindsley,  
 S. B. Lippincott,  
 Muir,  
 Marshall,  
 McKee,  
 Ryall, (speaker,)  
 Rogers,  
 Scull,  
 Shay,  
 Stewart,

Sloan—27.

The first resolution was then read,  
 And upon the question of agreeing thereto,  
 The yeas and nays being called for and ordered, it was de-  
 cided in the affirmative as follows, to wit:

## YEAS,

Messrs. Brotzman,  
Breese,  
Cooper,  
Dickerson,  
Flummerfelt,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
H. Hilliard,  
Hankinson,  
Hardenbergh,

Messrs. Hamilton,  
Kline,  
Lydecker,  
Lindsley,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Ryall, (speaker,)  
Rogers,  
Scull,  
Stewart,  
Shay,

Sloan—27.

## NAYS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Crowell,  
Fish,  
I. Hilliard,  
Hunt,  
Johnson,  
J. Lippincott,  
Newcomb,

Messrs. Parsons,  
Page,  
Ross,  
Runyon,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,  
Whitekar—20.

So the said first resolution was agreed to.  
The second resolution was then read,  
And upon the question of agreeing to the same,  
The yeas and nays having been desired and ordered, it was  
determined in the affirmative as follows:

## YEAS,

Messrs. Brotzman,  
Breese,  
Cooper,  
Dickerson,  
Flummerfelt,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
H. Hilliard,  
Hankinson,  
Hardenbergh,

Messrs. Hamilton,  
Kline,  
Lydecker,  
Lindsley,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Ryall, (speaker,)  
Rogers,  
Scull,  
Shay,  
Stewart,

Sloan,—27.

## NAYS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Crowell,  
Fish,  
I. Hilliard,  
Hunt,  
Johnson,  
J. Lippincott,  
Newcomb,

Messrs. Parsons,  
Page,  
Ross,  
Runyon,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,  
Whitekar,—20.

The third resolution and preamble were then agreed to, after amending the third resolution by striking out the word, "required," and inserting "requested,"

The said resolutions and preamble having been read, separately considered and agreed to, they were

Ordered to be engrossed for a third reading.

House adjourned to 3 o'clock, P. M.

FRIDAY AFTERNOON, NOV. 7, 1834.

*Three o'clock the House met.*

Mr. Page, from the committee to whom had been referred the petition of citizens of Medford, Burlington county, praying for a bank at that place,

Reported a bill entitled,

"An act to incorporate the Burlington County Bank, to be located in the town of Medford, in the county of Burlington,"

Which was read, and

Ordered to a second reading,

Mr. Whitehead moved to re-consider the vote of yesterday on the engrossing of the bill to prevent vending, burning, or exploding fire crackers.

Agreed to.

And thereupon the same was ordered to be re-committed.

The engrossed bill supplementary to the act authorising the owners of Pigeon Swamp, Marshes, &c. in Middlesex, to clear obstructions,

Was taken up, and

While under consideration,

Was postponed

Until the next sitting of the Legislature.

Mr. Hardenbergh offered the following resolution:

*Resolved*, That the clerk inform Council that the House of Assembly is ready to go into joint meeting for the appointment of a Treasurer, and such other civil and military officers as may be necessary, and request Council to fix the time and place,

Which was read, and

Agreed to.

Mr. Hamilton, from committee, reported a bill from Council to confirm a contract between Byram Pitney and Thomas Dunlap.

Read, and

Ordered to a second reading,

And the printing, on motion, was dispensed with.

Mr. Stiles from committee to whom had been referred No. 8 of unfinished business,

Reported a bill entitled,



"An act to authorise the sale of certain real estate of David Woolman, deceased,"

Which was read, and

Ordered to a second reading.

Ordered, That No. 6 of unfinished business, being

"An act to dispense with militia duty in time of peace, and for other purposes, be referred to

Messrs. Whitehead, Hamilton and Scull.

Mr. Hamilton moved to dispense with the rule of the House in order to take up the engrossed joint resolutions relative to the removal of the deposits, the Bank of the United States, and instructions to the Senators of New Jersey,

And the yeas and nays being desired and ordered upon the question of dispensing with the rule, it was decided in the negative, not being two-thirds in its favour.

### YEAS,

Messrs. Brotzman,  
Breese,  
Cooper,  
Dickerson,  
Frummerfelt,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
H. Hilliard,  
Hankinson,  
Hardenbergh,

Messrs. Hamilton,  
Kline,  
Lydecker,  
Lindsley,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Ryall, (speaker,)  
Rogers,  
Scull,  
Shay,  
Stewart,

Sloan—27.

### NAYS

Messrs. Ackerman,  
Biddle,  
Bryant,  
Crowell,  
Fish,  
I. Hilliard,  
Hunt,  
Johnson,  
J. Lippincott,  
Newcomb,

Messrs. Parsons,  
Page,  
Ross,  
Ranyon,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,  
Whitecar—20.

The resolution authorizing the purchase of a new carpet, &c.  
and

Which had been laid on the table,

Was called up, and

Disagreed to, and

Dismissed from the files of the House.

The bill making further appropriations for the new Penitentiary,

Was taken up,

And the rule having been dispensed with,

The same was read and considered by sections, and

Ordered to be engrossed for a third reading.

House adjourned to ten o'clock to-morrow morning.

## HOUSE OF ASSEMBLY,

SATURDAY MORNING, NOV. 8, 1834,

*Ten o'clock the House met.*

Mr. Parsons, from the committee to whom had been referred the petition of James Augus, praying for a divorce,

Reported a bill entitled,

“An act to dissolve the marriage contract between James Augus and Anne his wife,”

Which was read and

Ordered to a second reading.

Mr. Marshall, from the committee to whom had been referred No. 20 of unfinished business, reported a bill, entitled,

“An act for the relief of the heirs of Letitia Burroughs.”

Which was read, and

Ordered to a second reading.

The engrossed joint resolutions relative to the Bank of the United States, the removal of the deposits, and instructions to the Senators of New Jersey,

Were taken up, and

Having been three times read and compared,

Upon the question,

Shall these resolutions pass ?

It was decided in the affirmative as follows :

### YEAS,

Messrs. Brotzman,

Breese,

Cooper,

Dickerson,

Flummerfelt,

Greer,

Garrison,

Gifford,

Hopper,

Haight,

H. Hilliard,

Hankinson,

Hardenbergh,

Messrs. Hamilton,

Kline,

Lydecker,

Lindsley,

S. B. Lippincott,

Muir,

Marshall,

M'Kee,

Ryall, (speaker,)

Rogers,

Scul,

Shay,

Stewart,

Sloan.—27.

### NAYS,

Messrs. Ackerman,

Biddle,

Bryant,

Crowell,

Field,

Fish,

I. Hilliard,

Hunt,

Johnson,

J. Lippincott,

Messrs. Newcomb,

Parsons,

Page,

Ross,

Runyon,

Smith,

Stiles,

Thompson,

Vandyke,

Whitehead,

Whitekar.—21.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, inform Council that the House have passed the same, and request their assent thereto.

The engrossed bill from Council to authorise the administrators of Byram Pitney to confirm a certain contract with Thomas Dunlap,

Was taken up,

Considered by sections, and

Agreed to, and

Ordered to have a third reading.

House adjourned to Monday morning at 10 o'clock.

## HOUSE OF ASSEMBLY.

MONDAY MORNING, NOV. 10, 1834.

*Ten o'clock the House met.*

Message from Council, by Mr. Westcott, their Secretary, informed the House that Council have passed a joint resolution from the House of Assembly, relating to the appointment of an Engineer to examine the obstructions in the river Delaware at Well's and Scudder's Falls.

And also a joint resolution from the House of Assembly, appointing Joseph Justice to do the current printing of both Houses, without amendment.

And the message further informed the House that Council would be ready to go into a Joint Meeting for the purpose of appointing a State Treasurer and such other civil and military officers as may be necessary, on Tuesday, the 11th inst. in the forenoon, in the Assembly room.

The engrossed bill being an act for the support of the Government of this State,

Was taken up, and



Having been three times and compared,  
 Upon the question,  
 Shall this bill pass?  
 It was decided in the affirmative unanimously.

The bill from Council to authorise the administrators of Byram Pitney to confirm contract with Thomas Dunlap,  
 Was taken up, and  
 Having been three times read,  
 Upon the question,  
 Shall this bill pass?  
 It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the same, that the Clerk carry said bills to Council, inform Council that the said bills have passed, and request their assent to the act for the support of the government of this State.

The engrossed joint resolution from Council relative to the re-print of the proceedings of the Provincial Congress and Committee of Safety, &c.

Were taken up, and  
 While under consideration, the same weré,  
 On motion of Mr. Whitehead,  
 Postponed until the next sitting of the Legislature.

Mr. Whitehead, from the committee to whom had been re-committed the act to prevent vending, burning, or exploding fire crackers or squibs in this State,

Reported the same with amendments,  
 Read,  
 Ordered to a second reading,  
 And having been read the second time,  
 Considered by sections, and  
 Agreed to.  
 Was ordered to be engrossed for a third reading.  
 House adjourned to three o'clock, P. M.

MONDAY AFTERNOON, NOV. 10, 1834.

*Three o'clock the House met.*

The engrossed bill entitled,  
 "An act making further appropriations for building the new Penitentiary,"

Was taken up,  
 And having been three times read and compared,  
 Upon the question,  
 Shall this bill pass?

It was decided in the affirmative unanimously.

Mr. Greer, from the committee on that subject, reported an act entitled,

"An act to defray incidental charges,"

Which was read, and

Ordered to a second reading,

And the rule having been dispensed with,

The same was taken up, read by sections,

Considered and agreed to, and

Ordered to be engrossed for a third reading.

Ordered, on motion of Mr. Haight,

That the report of the committee on the Treasurer's accounts be taken up, and

Agreed to, and

Sent to Council for their assent to the same.

Mr. Bryant offered the following resolution :

Resolved, That William M'Kee, Richard S. Field, and Charles Parker, be appointed a committee to purchase a new carpet for the Assembly Room, and to have the same laid, and the room cleaned and made more comfortable during the recess of the Legislature.

Which was read,

And upon the question of agreeing thereto,

The yeas and nays being desired and ordered,

It was decided in the negative, as follows :

## YEAS,

Messrs. Bryant,  
Breese,  
Crowell,  
Dickerson,  
Flummerfelt,  
Field,  
Fish,  
Garrison,  
Hopper,  
Hardenbergh,

Messrs. Hamilton,  
J. Lippincott,  
M'Kee,  
Parsons,  
Page,  
Ryall, (speaker,)  
Runyon,  
Stewart  
Stiles,  
Thompson,

Vandyke.—21.

## NAYS,

Messrs. Ackerman,  
Biddle,  
Brotzman,  
Cooper,  
Greer,  
Gifford,  
Haight,  
H. Hilliard,  
Hankinson,  
Humphreys,  
Hunt,  
Johnson,  
Kline,

Messrs. Lydecker,  
Lindsley,  
S. B. Lippincott,  
Muir,  
Marshall,  
Newcomb,  
Ross,  
Rogers,  
Scull,  
Shay,  
Sloan,  
Smith,  
Whitehead,

Whitecar.—27.

The House then proceeded to make nominations for Joint Meeting, and after completing the same, the lists were compared, and the

House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

TUESDAY MORNING, NOV. 11, 1834.

*Ten o'clock the House met.*

Mr. Lydecker presented a petition from Catharine Delamater, praying for a divorce from her husband.

Read, and referred to

Messrs. Lydecker, Shay, and Garrison.

Mr. Hamilton presented a petition from Andrew Miller and Mary Gould, praying the passage of a law authorising them to compromise and release a land title.

Read, and referred to

Messrs. Hamilton, Breese and Stiles.

Mr. Hankinson offered the following resolution:

Resolved, That a committee be appointed to inquire into the expediency of selling the Government House, and that they have leave to report by bill or otherwise.

Read, and referred to

Messrs. Hankinson, Ross, and S. B. Lippincott.

Ordered, on motion of Mr. H. Hilliard, that No. 18 of unfinished business, being

“An act to secure a more equal and just system of taxation,”

Be referred to the committee on that subject.

Mr. Whitehead offered the following resolution:

Resolved, That Charles Parker. Richard S. Field, and William M·Kee, be authorised during the recess of the present Legislature, to cause the carpet in the Assembly room to be taken up, the House cleaned and whitewashed, and to replace that part of the carpet which lies inside the bar, and to purchase and put down a new carpet outside the bar,

Which was read and agreed to.

Ordered that No. 7 of unfinished business, being

“An act relative to unincorporated religious and other societies in this State,”

Be referred to

Messrs. S. B. Lippincott, Stiles and Haight.

The engrossed bill being



“An act to defray incidental charges,”

Was taken up,

And having been three times read and compared,

Upon the question,

Shall this bill pass ?

It was decided in the affirmative unanimously.

Ordered, that the Clerk carry said bill to Council, inform them of the passage thereof,

And request their assent thereto.

Mr. Hardenbergh offered the following resolution:

Resolved, That the Speaker of this House be authorised to convene the same at any time before the period fixed on for the next sitting, provided any five members shall, in writing, request the same, deeming it necessary for the public exigencies,”

Which was read,

And agreed to unanimously.

Ordered, That the Clerk inform Council that the House is now ready to go into Joint Meeting,

Which having been done,

The Council came into the Assembly room,

And the two Houses went into Joint Meeting,

And going through all their appointments,

The Joint Meeting rose,

And the House of Assembly came to order.

Mr. Hamilton offered the following resolution:

Resolved, That it be referred to a special committee to enquire into the circumstances under which the Farmers and Mechanics Bank of New Brunswick obtained the charter under which they now claim to exercise their corporate powers, and what amount of actual capital they have paid in,”

Which was read, and

Agreed to, and

Messrs. Hamilton, Lydecker, Hardenbergh, Garrison and Parsons,

Were appointed the committee.

House adjourned to 3 o'clock, P. M.

TUESDAY AFTERNOON, NOV. 11, 1834.

*House met at 3 o'clock.*

Mr. Hamilton moved to dispense with the rule of the House to enable him to move the re-consideration of the resolution offered by him this morning, to inquire into the circumstances by which the charter was obtained for the Farmers and Mechanics Bank of New Brunswick.

The rule was dispensed with,

And the said resolution was ordered to be re-considered.

Mr. Hamilton then moved to amend the same by adding thereto,

“And that they have power to send for persons and papers,”

Which amendment was agreed to,

And the said resolution, being amended, was agreed to as follows:

Resolved, That it be referred to a special committee to inquire into the circumstances under which the Farmers and Mechanics Bank of New Brunswick obtained the charter under which they now claim to exercise their corporate powers, and what amount of actual capital they have paid in, and that they have power to send for persons and papers.

Mr. Gifford, from the committee to whom had been referred No. 17 of unfinished business,

Reported a bill entitled,

“An act to authorise the sale of the wood standing on certain real estate of Henry Remson, deceased, late of Monmouth county, in the State of New Jersey,”

Which was read, and

Ordered to a second reading.

Mr. Marshall called up the resolution laid on the table relative to the action of the House on divorces at the present session, and upon the question of agreeing to the said resolution,

The yeas and nays being called and ordered, it was decided in the negative, as follows :

## YEAS,

Messrs. Brotzman,  
Breese,  
Fish,  
H. Hilliard,  
Hardenbergh,  
Hunt,  
Kline,

Messrs. McKee,  
Ross,  
Rogers,  
Scully,  
Stewart,  
Stiles,  
Thompson,

Whitecar—15.

## NAYS.

Messrs. Crowell,  
Dickerson,  
Flummerfelt,  
Field,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
Hankinson,  
Humphreys,  
Hamilton,  
Johnson,  
Lydecker,

Messrs. Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,  
Newcomb,  
Parsons,  
Ryall, (speaker,)  
Runyon,  
Shay,  
Sloan,  
Smith,  
Vandyke,  
Whitehead—28.

Ordered, on motion of Mr. Field,

That the report of Jos. Warren Scott relative to the Orphans' Court system be taken up,

Whereupon Mr. Field offered the following joint resolution:

Resolved, (Council concurring,) that the report of Joseph W. Scott, Esq., with the accompanying bills, be referred to a special committee of Council and Assembly.

Read and agreed to, and

Messrs. Field, Hardenbergh, Sloan, Muir and Bryant were appointed as the committee on the part of the House.

Ordered, that the clerk inform Council of the passage of the said joint resolution, and the appointment of such committee, and request their assent thereto,

And the appointment of a corresponding committee on their part.

The Speaker communicated to the House the official bond of Charles Parker, Esq. Treasurer of New Jersey,

Which was read, and

Approved by the House.

Ordered, That the Speaker certify his approval,

And that the same be carried to Council by the Clerk for their approval of the same.

A message from Council, by Mr. Westcott, informed the House that Council had passed the following bills and joint resolutions,

Without amendment.

A supplement to the act entitled,

"An act to authorise Henry Hankinson, Trustee of Keturah M. Sloan and Eliza B. Rusling, to sell and convey lots of land on the farm on which he resides, on the Morris Canal, in the Township of Mansfield, in the County of Warren, and State of New Jersey,

And to receive the monies for the appraisement and agreement of the lands taken and occupied by said company,"

A supplement to an act entitled,

"An act to incorporate the Manufacturers Bank at Belleville."

"An act to defray incidental charges."

"Joint resolutions relating to the Bank of the United States, and instructions to the Senators of New Jersey,"

And

"An act making a further appropriation for building the new State Penitentiary."

The House adjourned to 7 o'clock to-morrow morning.



## HOUSE OF ASSEMBLY.

WEDNESDAY MORNING, NOV. 12, 1834.

*Seven o'clock the House met.*

A message from Council, by Mr. Westcott, their Secretary, informed the House that Council have appointed Messrs. Saxton and Halstead a committee on their part, to whom has been referred the report of Joseph Warren Scott, Esq, and the accompanying bills,

And that Council have approved of the bond of the Treasurer, and directed it to be filed in the office of the Secretary of State.

This being the day fixed upon for the close of the first sitting of the 59th Legislature,

The House adjourned to meet again on the first Wednesday of January, A. D. 1835.

The Members of the House of Assembly, preceded by the Hon. Daniel B. Ryall, their Speaker, proceeded to the Council Chamber, and there announced the adjournment of the House of Assembly in due form.

## ADJOURNED SITTING.

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TRENTON, WEDNESDAY, JANUARY 7, 1835.

The House met pursuant to adjournment.

William Burtis, a member elect from the county of Monmouth appeared in the House, produced his certificate of election, was qualified, and took his seat.

Ordered, That the Clerk inform Council that the House of Assembly have met in pursuance with the adjournment, formed a quorum, and have proceeded to business.

Mr. Marshall offered the following resolution:

Resolved, That a committee of Council and Assembly, (Council concurring therein) be appointed to inform the Governor that both Houses have met pursuant to adjournment, and are ready to receive any communication he may be pleased to make.

Which was read, and

Agreed to, and

Messrs. Marshall, H. Hilliard, and Hunt, appointed on the part of the House of Assembly.

Ordered, That the Clerk inform Council of the agreement by this House to the foregoing resolution, and request their concurrence and the appointment of a corresponding committee.

A message from Council, by Mr. Westcott, their Secretary, informed the House that Council had met pursuant to adjournment, formed a quorum, and proceeded to business.

House adjourned to ten o'clock to-morrow morning.

## HOUSE OF ASSEMBLY,

THURSDAY MORNING, JAN. 8, 1835,

*Ten o'clock the House met.*

Mr. Hankinson presented a petition from citizens of the county of Warren, in relation to bank notes under the denomination of five dollars,

Which was read, and

Referred to the Committee on that subject.

Mr. M'Kee presented a petition from Jane D. Porter, and others, praying a law to authorise the sale of certain real estate, whereof her husband died seized,

Which was read, and

Referred to Messrs. M'Kee, Hankinson, and Ross.

Mr. Whitehead presented a petition from Thomas Plunket, praying to be divorced from his wife,

Which was read, and

Referred to Messrs. Whitehead, Ackerman, and Shay.

Mr. Sloan presented a petition from Elizabeth Agans, for a divorce,

Which was read, and

Referred to Messrs. Sloan, Lindsley, and Burtis.

Mr. Stiles presented a petition from Mary M. Haines, praying the passage of a law to authorise the sale of certain real estate in Burlington and Gloucester.

Which was read, and

Referred to Messrs. Stiles, Johnson, and Thompson.

Mr. Gifford presented the abstract of rateables of the county of Monmouth.

Which was ordered to lie on the table.

Mr. J. Lippincott presented a petition from citizens of the county of Salem, praying an alteration of the act relative to slaves.

Which was read, and

Referred to Messrs. J. Lippincott, H. Hilliard, and Muir.

Mr. Hankinson presented a petition from citizens of Warren county, praying an alteration of the Insolvent laws.

Which was read, and

Referred to Messrs. Hankinson, Bryant, and I. Hilliard.

Mr. Rogers presented a petition from citizens of Egg Harbor, praying a new township in Burlington county, to be called the township of Jackson.

Which was read, and

Referred to Messrs. Rogers, Biddle, and Garrison.

Mr. Whitehead presented a petition from A. W. Corey, and A. Freeman, praying a law confirming a certain deed made by said A. W. Corey to Gabriel Tichenor.

Which was read, and

Referred to Messrs. Whitehead, Hopper, and Vandyke.

Mr. Parsons presented a petition from the Paterson and Hudson River Rail Road Company, praying to be exempted from the construction of a part of said road, its further extension and an increase of capital,

Which was read, and

Referred to

Messrs. Parsons, Lydecker and Greer.

Mr. Stiles presented a petition from John Haines, praying a law to authorise him to execute a deed in confirmation of a contract made between Elizabeth Haines and Thomas Hollinshead,

Which was read,

And referred to

Messrs. Stiles, Gifford and Stewart.

Mr. S. B. Lippincott presented the abstract of rateables of the County of Gloucester,

Which was ordered to lie on the table.

The Speaker laid before the House a communication received from the officers of the Monmouth County Brigade Board, with certain resolutions adopted by them on the subject of the present Militia system of New Jersey,

Which were read, and

Upon motion,



Referred to the committee to whom was referred No. 6 of unfinished business, being

“An act to dispense with the performance of military duty in time of peace, and for other purposes.”

House adjourned to 3 o'clock, P. M.

THURSDAY AFTERNOON, JANUARY 8, 1835.

*House met at three o'clock.*

Mr. Brotzman presented a petition from Warren, praying the Legislature to restrain the issue of bank notes under five dollars,

Which was read, and

Referred to the committee on that subject.

Mr. Garrison presented a petition from citizens of Hunterdon county, on the same subject,

Which was read, and

Referred to the same committee.

Mr. Humphreys presented a petition from Ann Frost praying a divorce from her husband, Franklin B. Frost,

Which was read, and

Referred to Messrs. Humphreys, J. Lippincott and Whitekar.

Mr. Humphreys presented a petition from William Hampton, praying a divorce from his wife,

Which was read, and

Referred to

Messrs. Humphreys, J. Lippincott and Whitekar.

Mr. J. Lippincott presented to the House the memorial or remonstrance of Mrs. — Hampton upon the subject of the divorce applied for by her husband,

Which was referred to the committee on that subject.

Mr. Flummerfelt presented the abstract of rateables of the County of Warren,

Which was ordered to lie on the table.

Mr. Smith presented a petition from Charlotte Lyon, praying for a divorce from her husband,

Which was read, and

Referred to

Messrs. Smith, Flummerfelt, and Kline.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council had agreed to the joint resolution for the appointment of a committee to wait on the Governor, and had appointed on their part Messrs. Saxton and Price.

Mr. Parsons offered the following resolution:

Resolved, That a committee be appointed to inquire if any and what alterations are required in the act relative to landlords and tenants, and that they have leave to report by bill or otherwise,"

Which was read,

Agreed to, and

Referred to Messrs. Parsons, Hamilton and Crowell.

Mr. M'Kee, from the committee to whom had been referred the petition of Jane D. Porter and others, reported a bill entitled,

"An act to authorise the sale of certain real estate, whereof James H. Porter died seized,"

Which was read, and

Ordered to a second reading.

The engrossed joint resolutions from Council relative to the votes and proceedings of the Provincial Congress, &c.

Were taken up,

And having been three times read,

Upon the question,

Shall these joint resolutions pass?

It was decided in the affirmative by the following vote:

### YEAS,

Messrs. Ackerman,  
Biddle,  
Brotzman,  
Burtis,  
Crowell,  
Cooper,  
Flummerfelt,  
Fish,  
Gifford,  
Hopper,  
I. Hilliard,

Messrs. Hankinson,  
Humphreys,  
Hamilton,  
Hunt,  
Johnson,  
Kline,  
Lydecker,  
J. Lippincott,  
S. B. Lippincott,  
Marshall,  
M'Kee,

Messrs. Newcomb,  
 Parsons,  
 Ross,  
 Ryall, (speaker,)  
 Runyon,  
 Rogers,  
 Scull,  
 Shay,

Messrs. Stewart,  
 Sloan,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar—38.

### NAYS,

Messrs. Bryant,  
 Greer,  
 Garrison,

Messrs. H. Hilliard,  
 Lindsley,  
 Muir—6.

The act to divorce James Augus,  
 Was taken up,  
 On its second reading, and  
 While under consideration,  
 Was postponed.

The act to authorize the sale of the real estate of David  
 Woolman, deceased,

Was taken up,  
 On its second reading,  
 And while under consideration,  
 Was ordered to be recommitted.

The bill supplementary to the act concerning taxes,  
 Was taken up,  
 On its second reading,  
 And while under consideration, was,  
 Upon motion of Mr. Hankinson, re-committed.  
 House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

FRIDAY MORNING, JAN. 9, 1835.

*Ten o'clock the House met.*

Mr. Marshall presented a petition from the citizens of Hunterdon county on the subject of the currency and small notes, Which was read, and

Referred to the committee on that subject.

Mr. Hardenbergh presented the following memorial from the Delaware and Raritan Canal and Camden and Amboy Rail Road Companies:

## MEMORIAL AND REMONSTRANCE,

Of the Delaware and Raritan Canal Company, and the Camden and Amboy Rail Road and Transportation Company.

*To the Honorable Legislature of the State of New Jersey:*

Your memorialists present their humble remonstrance against the passage of a bill now before the Assembly, entitled, "An Act relative to the President and Directors of the Trenton and New Brunswick Turnpike Company." In the opinion of your memorialists, that bill, if passed into a law, will enable the New Brunswick Turnpike Company not only to evade the duties imposed upon them by their charter, but to defeat the object for which they were incorporated. It will, also, violate the laws of this State which have been passed since that Turnpike was made. The effect of which will be to destroy a large amount of the public revenue, and to injure, to a great extent, the property of individuals invested under the sanction of these laws, and the plighted faith of your predecessors.



In the year 1804, the Legislature of New Jersey passed the Act to incorporate the Trenton and New Brunswick Turnpike Company. This act authorised the construction of a "*Turnpike Road*" in the usual manner, and with the materials, gravel and stone, at that time universally used for that purpose. The Legislature intended this, and no more; and the provisions of the act regulating tolls, and the formation and construction of the road, also show that such was the intention of the law. The original owners of the road, and the Commissioners so considered it, and every stockholder, *till recently*, acquiesced in the same opinion. The citizens of our own State, who were compelled to part with their land to that Company, so considered it; and the actual construction of the road, and its uniform use for a period of nearly thirty years, leaves not a doubt on this point—for there has been no attempt to change the material, or the construction, or to convert it into a rail road, although rail roads have been in use for many years. The Legislature intended that that Company should make such a road as would enable the farmers to carry their produce to market, and would secure safety to every description of vehicle then in use. The road was designed as much for the convenience of the inhabitants of that district of country, as for the transportation of passengers in public stages. Can it be doubted that such is the legitimate use of the turnpike road, and such the fair and commonly received construction of the charter of that Company? But, for the sake of the argument, we will suppose that they had an original right to construct their road of any material and in any manner. It is quite plain that their charter gave them but ten years to determine that point and to *complete the road*. The words of that instrument are these, which will be found in the tenth section: "That if in ten years after the passing of this act, the said road is not *completed according to the provisions herein contained*, every part and clause thereof shall be null and void." Now, surely, they will not—they cannot—(in the face of a provision in their charter so plain) seriously urge the right of a second choice after the lapse of *twenty years*. Again—before the gates were erected on that road, it was asserted, completed. Why limit them as to the time in which it was to be constructed? or why assert that it was *completed*? Certainly, that the Legislature might understand what rights belonged to that Company; and what privileges might lawfully be given to others. Before the time had elapsed, or the road was completed, it was impossible, according to their present pretensions, to say what kind of a charter would not have interfered with their vested rights. But when the road was asserted to be completed, and the

gates placed, they had most assuredly made their election both as to material and construction; and their right to choose, if ever, no longer existed. Your memorialists are not desirous that this company should be disturbed in the enjoyment of their rights, or their privileges in the least impaired.

We agree with them, that they are entitled to the same protection of law, with all citizens. But then let application be made to the law. If they have the right to lay rails on their road, and convert it from a turnpike road to a rail road, let them exert that right—and not apply to the Legislature for a supplement to their law—and thus bring to their assistance what they would call Legislative construction of their chartered rights. The Courts, and not the Legislature, is the proper tribunal to settle such disputes.

It may yet be asked, why then has the turnpike company applied to the Legislature for a supplement to their charter? The answer is obvious; because they know that they have not, in their present charter, any such power as they seek. They ask an extension of their chartered powers. They wish the additional privilege of extending their road, laying down rails, using locomotive engines, regulating the time of starting, and the speed of travelling, and increasing the amount of tolls charged for the use of their road.

It is against this request we beg leave to remonstrate, and to express our earnest wish, that nothing will be done which may prevent the safe and general use of that turnpike road, now become a public thoroughfare for our farmers and other citizens. Besides, we remonstrate against the grant of their request, because we respectfully submit to your Honorable body, that it would impair and violate the vested rights of your memorialists.

In 1830, above twenty-six years after the turnpike was made, the Legislature of New Jersey incorporated two Companies. One was authorised to construct a Canal, connecting the rivers Delaware and Raritan; the other was empowered to make a Rail Road from Camden to Amboy. Various supplements to these acts of incorporation have since been passed. These different laws met with no opposition or remonstrance from the New Brunswick Turnpike Company; and if these laws were not approved of by that Company, they were certainly acquiesced in. How then can they justly complain of them, as an interference with their original rights under their char-

ter? Was it not their duty to assert their rights at the time these laws were before the Legislature, and not to wait till their fellow citizens have embarked their money in the other public improvements; and thus relying on the faith of the State, and the acquiescence of this and all other companies, have expended millions of dollars. The truth is, that the stockholders of the Turnpike Company were perfectly satisfied, as long as they were *Jerseymen*. A majority of that stock fell within the control of the Trenton and Philadelphia Rail Road Company; and at once *new* and *foreign* notions of the powers of the Turnpike Company are entertained and published. The grant to make the rail road from Philadelphia to Trenton was made after the location of the canal and rail road of your memorialists. The persons engaged in that speculation, after an effort or two abandoned the presumptuous hope that New Jersey would violate her faith by granting them a law authorising a rail road from Trenton to New Brunswick. The only alternative left, was to secure a majority of the stock of the Trenton and New Brunswick Turnpike Road. The Philadelphia rail road was commenced and made with a full knowledge of the rights of your memorialists. May we not then say, that that Company are attempting to do by indirect means what they dread to try by direct means? They have purchased the turnpike stock, and they have employed foreign newspaper writers to abuse the Legislature. They attribute "*vice and imbecility*" to our public Councils, and thus attempt to dragoon her citizens out of their just and legal rights. They have not only endeavoured to evade the laws, but have absolutely denied the right of the Legislature of this State to pass such laws. They have attempted to raise a foreign party, who, in conjunction with a few of our own citizens, are making war upon the sovereignty of the State. Foreign lawyers in their employment have had the hardihood to dictate to the people of New Jersey, what they ought to do in regard to their action on State matters. The fact is, that foreigners have taken New Jersey under their own keeping. They have had recourse to all sorts of schemes. First, they attack the sovereign power of the State, and obtain an opinion denying the right of the Legislature to pass laws protecting your memorialists. This, however, was so barefaced, so flagrant an attempt to control State rights, that the opinion was received every where with ridicule and reprobation. They soon abandoned that ground, and fell into the opposite extreme. Mr. Kent and Webster, employed by them, declined to sustain Mr. Taney's opinion, but on the other hand abandoned it as untenable—they expressly contend for the right of protection. For they say in their pub-



lished opinion, that the application of the Turnpike company "to place iron rails and cars upon their turnpike, has every claim to be treated benignly," and this too on the principle of protection. Here then is the principle not only of protection, *but constructive protection*, recognised in its full extent—and by the very men who a few days since denied, (and may again) to the Legislature the right to grant a protection in terms. Having exhausted the ingenuity of their counsel, and brought them to a direct contradiction—and having scrutinized our laws in vain for some pretext to disturb the present state of things, they next resort to declamation, and have rung all the changes on the word "monopoly," till few believe in their sincerity, and no one that they regard any thing but the safety of their own speculation.

The charge of monopoly, your memorialists would respectfully suggest, is put to rest by the proposal made to the state by Captain R. F. Stockton, in his address to the people of New Jersey, which was published by order of your memorialists, and a copy of which they herewith present to the Legislature. And would only add on this point, that every member of the Direction is opposed to monopoly. Our motto is—"*State Rights are no monopoly.*"

Our opponents have endeavoured to make it appear that it is indispensable to the continuity of a rail road through New Jersey, that the Legislature should allow *them* to lay rails on the straight turnpike—and they insist and wish the public to believe, that such a route would be the shortest and the most convenient between the cities of New York and Philadelphia, as well as best for the interest of New Jersey.

We, however, insist, that in these particulars, our opponents have fallen into great errors. In the first place, the distance by the Camden and Amboy route is the shortest, as will appear by the measurement of the Engineers, their assertion to the contrary notwithstanding. They have not only spoken of their distances, but have published them to the world—and by reference to that map and publication, it will be seen that they have put the distance from Philadelphia to the Trenton Bridge, at 26 and three quarters of a mile. We have taken the trouble to have that distance measured; and by the accompanying certificate, you will perceive that from the Trenton Bridge to Market street, the distance is 28 miles and 75-100ths. It is 26 miles to the present termination of their road. We selected that part of the route as most liberal to



them, because the road was made and no doubt often measured by themselves.

Having detected them in an error of two miles in that short distance, and on that part of the line, added to their other indirect courses, may we not say that the whole scheme is one of speculation. Again, it is known to all who have inquired into this matter, that it frequently happens during the winter, that vessels or boats cannot pass from New York to the New Jersey shore, when the passage from New York to Amboy is uninterrupted.

There has not been a single trip between New York and Amboy lost by the boats of the Companies in consequence of the ice; and it was no uncommon thing, before the mail was carried on our road, that persons leaving Philadelphia in the morning, by the Camden and Amboy route, have reached the city of New York before the passengers who had left Philadelphia the day previous in the mail, but who had been detained at Jersey City by the ice in the North River. Certainly such facts must satisfy every candid person of the superiority of the Camden and Amboy route at the New York end of the line; and so it will be found to be at the Philadelphia end. When the bridge connecting the New Jersey shore with Wind Mill Island is completed, it will bring the termination of the Camden Road within 309 yards of Chesnut street wharf, and that short distance can be kept open at all times. Now, if the Philadelphia and Trenton Rail Road should ever be taken to the city, that company cannot, of course, use locomotive engines within the bounds of the city. From this cause, and the difficulties of collecting their passengers, and other unavoidable delays, it does appear plain, that, by Chesnut street wharf, will be found to be the most agreeable and most expeditious way to go from Philadelphia to New York.

As to the continuity of line through New Jersey, it will be seen, by looking at the Map now presented, that the Camden and Amboy road runs nearly parallel with the straight turnpike, and at no point is it more than seven miles distant from that road. The Camden and Amboy road goes direct to New Brunswick, where it will be united with the New Jersey Rail Road, extending to Jersey City, opposite to New York. Thus it is quite manifest, that even on the ground of "*continuity of line through New Jersey*," the Camden and Amboy road has every claim to preference; it runs through a much larger portion of our own territory than it could on any other line, and

not subject to the delays that must attend the traveller on the other route. Much has been said and written about the great interests of the United States, as well as of New Jersey, that depend upon the connection of the Philadelphia rail road with one on the straight turnpike. To what we have already said of the superiority of the Camden and Amboy route, it will be only necessary here to add, that the United States Mail has never been carried between the cities of New York and Philadelphia, with so much punctuality and expedition, as since it has been taken on our road. So much as to the interest of the United States. As to the New Jersey interest in this matter, it is all opposed to that junction. By such a junction she will at one blow compromit her faith and honour, now unsullied, and at the same time destroy her revenue. In truth, the only New Jersey interest that they can pretend has in any manner been overlooked in the construction of our road, is in the city of Trenton and that district of country laying between that place and New Brunswick. All others are secured by the law requiring a junction of the rail roads at New Brunswick; and yet the city of Trenton has shared largely in the advantages arising from these public improvements. The Canal, the most splendid and finished in the United States, passes through its streets, and the rail road is not far from its borders. The property in that city, as well as on the whole line of the Canal between Trenton and New Brunswick, has been enhanced in value. There is no just ground of complaint from that quarter, unless they are unwilling to spare any thing to Camden, Burlington, Bordentown, Hightstown, Spotswood, Amboy, and the other towns through which our road runs, as well as their brethren living in the north and west counties, whose principal advantages from these improvements, arise from the increased revenue to the State, which will, undoubtedly, relieve them altogether from taxation, if devoted to that purpose.

In this view of the subject, your memorialists are entirely at a loss to perceive, how a regard to the interests of the United States, or to those of this State, or any other interest (save that of a few speculators, who invested their money with all these facts before them) can require the Legislature of New Jersey, to break her own laws, violate her plighted faith, destroy her resources, and materially injure the property of her citizens embarked in a hazardous experiment for her good, under her solemn pledge of protection from any other Rail Road.

In view of the great interests and solemn obligations, that are undoubtedly involved in the present system of Internal Improvement, your memorialists do respectfully and earnestly entreat the Legislature, to take such action on the matter, as will at once put an end to the ill-founded hopes, of all foreign speculators, relieve the State from the expense of attending to such applications, save your valuable time, and at the same time, place the honor and interest of the State of New Jersey, as well as a large amount of the property of your fellow citizens, on a basis, not hereafter to be disturbed or questioned—and your memorialists will ever pray.

R. L. STEVENS, President of the Camden and Amboy Rail Road and Transportation Company.

R. F. STOCKTON, President of the Delaware and Raritan Canal Company.

Bordentown, January 5, 1835.

Which was read, and thereupon

Mr. Hardenburgh offered the following joint resolution :

Resolved, (Council concurring,) That the memorial of the Delaware and Raritan Canal Company, and Camden and Amboy Rail Road Company, be committed to a joint committee of both Houses of the Legislature,

Which was read, and

On motion of Mr. Whitehead,

Ordered to lie on the table.

Mr. Hamilton offered the following resolution:

Resolved, That a committee be appointed to inquire if any, and what alterations or further provisions are necessary in or to the laws in this State respecting mills for the making of flour, and that they have leave to report by bill, or otherwise.

Which was read and

Agreed to, and

Referred to Messrs. Hamilton, Runyon, and Scull.

Mr. Hankinson presented a petition from Elizabeth Coles, praying a divorce from her husband,

Which was read, and

Referred to Messrs. Hankinson, Newcomb, and Fish.

Mr. Lindsley, with leave, called up, as unfinished business,

“An act regulating the fisheries at certain times of the



year, on the Passaic river, in the counties of Morris and Essex,"

Which was read, and

Referred to Messrs. Lindsley, Brotzman, and Biddle.

Mr. M'Kee presented a petition from Jesse C. Davisson for a divorce from his wife,

Which was read, and

Referred to Messrs. M'Kee, Cooper, and Vandyke.

Mr. J. Lippincott, from committee, reported a bill, entitled, "A further supplement to an act, entitled an act concerning slaves,"

Which was read, and

Ordered to a second reading,

And to be printed.

Mr. Whitehead, from committee, reported a bill, entitled, "An act to divorce Thomas Plunket from his wife Mary Plunket,"

Which was read, and

Ordered to a second reading.

Mr. Sloan, from committee, reported a bill, entitled,

"An act to divorce Elizabeth Agans from her husband,"

Which was read, and

Ordered to a second reading.

Upon motion of Mr. Sloan, it was

Ordered, That the printing of said bill be dispensed with.

Mr. M'Kee, with leave, called up the bill for the sale of the real estate James H. Porter, dec.,

Which was read by sections,

Amended, and

Agreed to, and

Ordered to be engrossed for a third reading.

House adjourned to 3 o'clock, P. M.



FRIDAY AFTERNOON, JAN. 9, 1835.

*Three o'clock the House met.*

Mr. Hopper presented a petition from the congregation of the second Dutch Reformed Church of Totowa, in the county of Bergen, praying an alteration of the law relative to religious societies,

Which was read, and

Referred to Messrs. Hopper, Garrison, and Smith.

Mr. Gifford presented a petition from the administrators of Joseph Stout, dec., praying a law to authorise the sale of certain real estate,

Which was read, and

Referred to Messrs. Gifford, Muir, and Lydecker.

Mr. H. Hilliard presented a petition from Joseph Nesbit, of the county of Morris, praying a divorce from his wife,

Which was read, and

Referred to Messrs. H. Hilliard, Greer, and Flummerfelt.

Mr. I. Hilliard presented the following memorial from the stockholders of the Delaware Bridge Company at Trenton :

## MEMORIAL.

*To the Honorable, the Legislative Council and General Assembly of the State of New Jersey :*

The Petition of your Memorialists, the Stockholders of the Delaware Bridge Company, at Trenton, respectfully shews—

That your Memorialists were incorporated by an Act of the Legislature of New Jersey, in the year 1798, for the purpose of erecting a Bridge across the Delaware River, at Trenton, in order, as is expressed in the preamble of their charter, to facilitate the intercourse between this State, the State of Pennsylvania, and the Southern States ; and they also, with great expense and trouble, procured a charter, with similar provisions, from the Legislature, of Pennsylvania. Up to that period, the passage of the river, at

all times difficult and uncertain, was, during portions of the year, dangerous and almost impossible, from the floating masses of ice and the unskillfulness of the boatmen. The intercourse between the citizens of the adjoining States, was almost interdicted; the public mails were daily delayed, and lost or injured, to the great injury and detriment of those engaged in commercial pursuits; and the property and lives of all constantly exposed to imminent hazard and risk, through want of the proper artificial means of communication. The increase of the adjoining population, and of business, loudly demanded that a remedy should be applied to these evils; and a few enterprising individuals proposed and planned the erection of a permanent Bridge, which should offer, at all seasons, a safe and expeditious mode of conveyance. The first difficulty was removed by the Legislatures of the two States granting a joint charter, containing, as was supposed, full and ample provisions for the protection of the Company. Some deficiency, however, appeared to exist, as the project advanced but slowly in the public confidence. After several efforts, the stock still remained in market, and capitalists continued unwilling to advance the necessary funds. A formidable difficulty had arisen, which seemed to threaten with defeat the hopes of its friends. It was stated, with apparent plausibility, that another understanding of the same kind might be attempted; that the Legislature might incorporate another Company for a similar purpose, and thereby render both of little or no value to the owners. This obstacle rendered fruitless all endeavours to obtain a sufficient subscription to commence the work. In this situation, the necessity of the proposed Bridge became so urgent—the public benefits resulting from it so apparent—the public voice so loud in its behalf, that the Legislature of New Jersey, in 1804, to insure its success—to restore the confidence of the public, and invite men of capital to embark in the project, were induced to offer a Supplement to the original charter; by which, in consideration of its great utility and benefit, that Legislature granted to the Company the exclusive right of passage over the river over a space not exceeding three miles in extent on each side of the spot to be selected by the Company as the site of their work—and declared “it should not be lawful for any person or persons to erect a Bridge over the River Delaware within those limits.” This Supplementary Act does not depend in its operation, as the original charter did, upon the passage of a corresponding law by the State of Pennsylvania; but having reference solely to the territory of New Jersey, our Legislature alone was fully competent to give legal validity to the enactment. Upon the faith of this supplementary charter, the stock was immediately filled. The first stone was laid on the Jersey shore on the 21st of May, 1804; and in the winter of 1806, the present

structure was completed; and has remained to this day, in strength, durability, and convenience, unsurpassed by any work of the kind in this country. The original cost to the stockholders exceeded \$160,000, and upwards of \$20,000 have since been required and expended for repairs. Your Memorialists ask boldly, and without fear of contradiction, has not the condition upon which the charter of this Company was granted, been faithfully redeemed? Have not the stockholders purchased the small privilege granted them, at its full and fair equivalent? Have the people of New Jersey ever complained of the grant made by the Legislature of 1804, of that portion of their power and sovereignty which has been productive of so great a public benefit? The Company have, from that period to the present, remained in the secure and undisturbed enjoyment of their rights, until a recent attempt has been made to induce your Honorable Bodies to declare the charters of their incorporation unconstitutional and void, for the purpose of erecting another Bridge within the limits exclusively granted and conveyed to your Memorialists. Against these proceedings, violating the faith of the State and the vested rights of your Memorialists, they respectfully protest. In the first place—

Because, the Legislature would, by such an act, unjustly deprive many of their constituents and fellow-citizens, who are the stockholders of the present Company, of their private property, without any just reason, and without any equivalent—and, in the second place,

Because a solemn and formal contract, having been entered into between the State of New Jersey, on the one hand, and the Delaware Bridge Company, on the other, by which, on the performance of certain conditions, the State granted to the Company, certain exclusive advantages and privileges; and the Bridge Company, having performed the conditions required on their part, and thereby the contract having become binding and executed according to the forms of law, the State cannot now violate that contract and annul and destroy its force and efficacy, without breaking down every obligation of law and justice.

The first proposition requires no argument nor reason in its support,—it is unnecessary to state the consequences of erecting another Bridge, in the vicinity of the present, whether toll be required or not,—the loss of the capital invested in both must be the result. The whole value, therefore, of the present Bridge, consists in the exclusive privilege the Company possess, that no rival Bridge shall be constructed within a certain specified distance. This valuable right, was fairly and legally obtained by



the grant of the Legislature of 1804—and is the foundation on which the whole superstructure of their property rests. Deprive them of this and you destroy the whole. Shall the State Legislature, then, while engaged in framing and enacting laws for the security and enjoyment of private property, themselves set the example of an unlawful invasion and deprivation of the rights of their fellow-citizens, and by an act of doubtful public policy and ruinous to the property of individuals, sink by one blow, the whole capital invested in constructing and completing this great public undertaking? Truth and justice must be disregarded and the spirit of liberty have fled, when private rights can be thus sacrificed under the forms of law.

But apart from the injury that must ensue to individuals, your memorialists would respectfully represent, that a formal compact has been entered into by the Legislature of the State of New Jersey, with the Delaware Bridge Company; and the State of New Jersey has become bound by the ordinary forms of law for the fulfilment of the contract. The Bridge Company has performed and executed to the letter, the conditions of their charter. Can the State now undertake to cancel the contract; to render it null and void; and being a party to the contract, release itself from the obligations into which it has entered?

This is an important inquiry, and may, at some day, affect the interests of every citizen of the State; and the whole subject seems to rest on the satisfactory solution of the single enquiry. Had the Legislature of 1804, the power to grant such an exclusive privilege to this Company, and is that act constitutional and binding? No one can doubt of a competent power existing in the People of the State, to grant and convey those privileges, the right to which they have seen fit to reserve to to themselves; and by necessary consequence this power must exist in the Legislature, the representatives of the People. The capacity to grant separate and exclusive privileges appertains to every soeverign authority. It is a necessary attribute of an independent government; all our bank charters, turnpike and canal companies, ferries, markets, &c. are grants of exclusive privileges, for beneficial public purposes. These grants may be unwise or inexpedient, but that has nothing to do with the constitutional right; your statute books from the earliest history of legislation are crowded with instances of the unquestioned exercise of this power by each successive Legislature. This legislative power may be extended to every proper object and is limited only by constitutional provisions, or when it trespasses on the fundamental principles of government, or the inalienable rights of



mankind. In the present case, no provision of the State constitution, and no injury to the vested rights of individuals, can be interposed against its lawful exercise by the Legislature of 1804. Clearly then, the full constitutional authority to grant this charter existed in the Legislature.

The grant, then, having been made, and the people of the State through their representatives having become bound for its performance; where, we may ask, shall we search for the authority to rescind this contract, annul these charters, and destroy the vested rights of your memorialists guaranteed as they are by the faith of the State.

The principles involved in this application having been investigated before the highest tribunals of our country, your memorialists beg leave to refer to two or three cases of a similar nature, and in one of which the State of New Jersey was herself a party.

In the important case of Livingston and Fulton against Van Ingen and others, first tried in the Court of Chancery, and subsequently in the Court of Errors of New York, in 1812, involving the exclusive right to the navigation of the Hudson river by steam—the same points now in controversy were brought forward and adjudicated; and it was determined by the judgement of both courts, that the Acts of the Legislature granting the exclusive privilege to navigate the Hudson river, were constitutional and valid; and further, that the party in the enjoyment of those privileges, was entitled to an injunction to prohibit and restrain others from the infringement of their rights.

The case of Fletcher against Peck, was another instance in which the judgement of the Court covers the whole ground now in dispute. The Legislature of Georgia, 1793, authorized the sale of a tract of land to a number of individuals, under the name of the Georgia Company: the Company went into possession of the land, and made sales of different parts, covenanting the title to be valid. Suits were afterwards brought for breach of covenant, and the breach of covenant assigned was, that the Legislature of Georgia in 1796, had declared the preceding Act of 1793, null and void, and founded in corruption and fraud; one of the questions presented to the Supreme Court of the United States, was, whether the Legislature could constitutionally repeal the first act, and annul the rights obtained under it; and the Court did not hesitate to pronounce their judgement

in the negative. A grant, they said, was a contract, within the meaning of that clause of the constitution, which declares, that no law shall be passed to impair the obligation of contracts. A grant is a contract executed, and a party is always estopped by his own grant. A party cannot pronounce his own deed invalid, though that party be the Legislature of a State.

The next case was one to which your memorialists more particularly invite attention, as the State of New Jersey was interested as a party; and an attempt similar to the present had been made to induce her to violate her engagements. The remnant of a tribe of Delaware Indians, claimed an interest in certain lands in New Jersey, and to extinguish their claims, the Legislature of the State in 1758, passed an act granting them a tract of land on which to reside, and declared that the same should be held free of all taxes; in consideration of which the Indians released their claims to all other lands. In virtue of this act, the Indians continued in the possession of the lands so granted to them until 1801, when desirous of removing, they sold their lands under the authority of the Legislature, to certain individuals who received the title and went into possession. In 1804, the Legislature passed an act, repealing that part of the act of 1795, exempting the lands therein mentioned from taxes; the lands were assessed and the taxes demanded. The owners of the land, however, resisted the payment, and the case was finally brought before the Supre Court of the United States. That Court, without a dissenting voice, pronounced the last act of the Legislature, to be a violation of the Constitution of the United States, and declared it illegal and void, on the ground that a contract entered into by one Legislature could not be rescinded by another.

Here we might pause, believing that we have done all which could be required in making a candid and fair statement of what we believe to be our inalienable rights—in showing them to be supported by the tribunals of the country—and in claiming that protection to which we are entitled. If the legal right be with your Memorialists, they would respectfully urge that this is the proper tribunal, and this the proper time to declare it. The settled laws of the land may now receive the sanction of Legislative approbation. If the laws are valid, it would be of pernicious consequence not to arrest the further progress of attempts at their violation. These repeated attempts must have an injurious influence on the general habits of respect and reverence entertained for Legislative authority. If we are to suffer the faith of the State to be broken on every pretext, we shall become a bye word and reproach throughout the Union.

But your Memorialists cannot conclude without representing to

your Honorable Bodies, that they are unwilling to become a barrier, or stand in the way of what the people of New Jersey, or their representatives, may consider essential to the prosperity of the State or to its public improvements; they form a portion of the people, and yield to none in a desire to advance the public interests. If the Legislature of the State consider it important that the line of internal communication, by means of Rail Roads from New York to Philadelphia, should be continued across the State of New Jersey, of which a Bridge, at Trenton, must form the connecting link, your Memorialists come forward, with a just regard to the public welfare, and offer to yield up their charter, and their chartered rights, to the People who gave them. The only equivalent they ask, in exchange for those privileges, (which they believe cannot be taken from them but by their consent,) is that amount of damages which an upright jury would assess as the estimated injury occasioned by their loss. In other words, that they may receive the actual cost of construction, to be defrayed either by the State, which requires the surrender of the charter, or by the Company, for whose benefit it is intended to enure. In this they exhibit no speculating spirit; they demand no exorbitant stipulation for rights, which, being exclusively their own, they might estimate at a higher value. The actual amount of capital invested, is all they require. Relying that on no other condition would the People of New Jersey consent that they should be deprived of their chartered privileges—and that your Honorable Bodies will in no event require or consent to that which would be inconsistent with State honor, the security of private property, or the just support of the laws of the land.

CHARLES BURROUGHS,	} Committee of Stockholders.
EBENEZAR P. ROSE,	
PHILEMON DICKINSON.	

Which was read, and

Ordered to lie on the table.

Mr. Stiles, from committee, reported a bill to authorise the sale of certain real estate, whereof Samuel Haines died seized,

Which was read, and

Ordered to a second reading.

Mr. Marshall from the committee appointed to wait on His Excellency the Governor reported that they had performed that duty, and that the Governor had no further communication, at present, to make.

Mr. Hardenbergh called for the consideration of the resolu-



tion offered by him this morning in relation to the reference of the memorial of the Canal and Rail Road Companies, to a select committee of both Houses.

The same was taken up,  
And while under consideration,  
Was again ordered to lie on the table.

A motion being made that the House adjourn, when the same was amended to meet again on Monday afternoon at 3 o'clock,

Which was agreed to,  
And the House adjourned to Monday afternoon, accordingly.

MONDAY AFTERNOON, JANUARY 12, 1835.

*House met at three o'clock.*

Mr. Page presented remonstrances from the county of Burlington against the passage of a law authorizing a new township in said county,

Which were read, and

Referred to the Committee on that subject.

Mr. Bryant presented a petition from the Commissioners appointed to sell the stock of the "New Jersey Insurance Company," praying the grant of powers and additional privileges supplementary to their charter,

Which was read, and

Referred to Messrs. Bryant, Sloan, and H. Hilliard.

The Speaker laid before the House the following communication from the Cashier of the Mechanics Bank at Newark, accompanied by a statement of the affairs of said Bank.



MECHANICS BANK,  
NEWARK, Jan. 10, 1835. }

SIR:

I enclose, in conformity with the eleventh section of the Charter of this Bank, a statement of its affairs, which you will be pleased to lay before the Legislature at as early a day as may be convenient.

I am, very respectfully,

Your most ob't serv't,

MATTHS. W. DAY,

Cashier.

Hon. DAN'L B. RYALL,

Speaker of the House of Assembly.

Statement of the MECHANICS' BANK, at Newark, made January 9th, 1835, in compliance with the 11th Section of the charter of said bank.

*DR.*

To Bills discounted,	\$338,653 54
" Deposited in the Mechanics' Bank, New York,	17,198 05
" Due from sundry other banks,	13,133 48
" Notes of specie paying banks on hand,	5,284 87
" Specie,	18,868 44
	—————\$393,138 38

*CR.*

By Capital stock,	\$263,250 00
" Notes in circulation,	39,948 00
" Discount received, and balance, profit and loss account,	13,816 44
" Dividends unpaid,	559 20
" Due to sundry Banks,	15,543 18
" Deposites on account of individuals,	60,021 56
	—————\$393,138 38

Respectfully submitted,

WM. PENNINGTON, President.

MATTHS. W. DAY, Cashier.

[L. S.]

## STATE OF NEW JERSEY, ss.

Personally appeared before me, Joseph C. Hornblower, Chief Justice of the State of New Jersey, William Pennington, Esquire, President of the Mechanics' Bank at Newark, and Matthias W. Day, Cashier of the said bank, who, being severally and duly sworn, did, and each of them did, depose and say, that the foregoing statements, to which they have subscribed their names, and affixed the corporate seal of the said "The Mechanics' Bank at Newark," is, as they verily believe, correct and true in every particular therein contained.

WM. PENNINGTON.

MATTHS. W. DAY.

Sworn to, and subscribed before me, the 9th of January, A. D. 1835.

JOS. C. HORNBLOWER.

Which was read, and  
Ordered to lie on the table,  
And to be printed.

The Speaker also laid before the House the following statement of the affairs of the Farmers and Mechanics Bank of Rahway :

The President and Cashier of the FARMERS & MECHANICS' BANK of Rahway, report to the Honourable Legislature of New Jersey, as follows:

*DR.*

There is paid of the Capital stock,	\$80,000 00
" due to individual depositors and other banks,	24,997 03
They have bank notes in circulation,	32,804 00
Balance standing to the credit of profit and loss, and discount received,	6,702 82
	<hr/> \$144,503 85

## CR.

They have bills discounted on personal security,	\$115,078 90	
They have cash deposited in the Merchants' Bank, New York,	19,308 54	
They have specie on hand,	4,052 82	
" Bank Notes and checks of other Banks,	2,649 00	
Due from other Banks,	3,414 59	
	—————	144,503 85

Respectfully submitted,

WM. EDGAR, President,  
F. KING, Cashier.

Rahway, November 12, 1834.

STATE OF NEW JERSEY, }  
Middlesex County, ss. }

Personally appeared before me, Richard Marsh, Esquire, Justice of the Peace in and for the said county, William Edgar, the President, and Frederick King, the Cashier, of the Farmers and Mechanics Bank of Rahway, each of whom being duly sworn according to law, did depose and say, that the foregoing report, to which they have subscribed their names, is a true report from the books of the said bank, to the best of their knowledge and belief.

Sworn before me, the 14th day of November, 1834.

RICHARD MARSH, Justice of the Peace.

Which was read, and  
Ordered to lie on the table,  
And to be printed.

Mr. Hamilton presented the petition of sundry citizens of Newark, in favor of the charter of a Saddle and Harness Manufacturing Company at that place,

Which was read, and  
Referred to Messrs. Hamilton, Smith, and Muir.  
Mr. Marshall offered the following resolution:

Resolved, That a committee be appointed to inquire whether it be necessary to alter the standard of weights and measures of this State in conformity to those of Pennsylvania, or other States, and to report by bill, or otherwise.

Which was read, and

Agreed to, and

Referred to Messrs. Marshall, Rogers, and Burtis.

The act for the relief of the heirs of Letitia Burroughs,

Was taken up,

Considered by sections,

Agreed to, and

Ordered to be engrossed for a third reading.

The act to divorce Elizabeth Agans from her husband,

Was taken up, and

Considered by sections, and

Upon the question of ordering the same to be engrossed,

The House decided in the negative,

And thereupon the said bill was,

On motion,

Dismissed from the files of the House.

The supplement to the act concerning slaves,

Was taken up, and

While under consideration,

Was postponed.

Mr. Hamilton called up the resolution relative to the memorial of the Canal and Rail Road Companies,

And while under consideration,

Mr. Stewart moved to dispense with the rule of the House that he might call up the bill, entitled,

“An act relative to the Trenton and New Brunswick Turnpike company,”

And the rule having been dispensed with,

The said bill was called up, and

Re-committed to Messrs. Stewart, M’Kee and Rogers.

The resolution above referred to being still

Under consideration,

The same was ordered,

On motion of Mr. Marshall,

To lie on the table.

Mr. Hamilton offered the following resolution:

“Resolved that Thomas Combs be authorized to make sale of the old carpet taken from the floor of the Assembly Room, to the best advantage, and pay the amount of money the same may bring, to the Chairman of the Incidental Bill.”

The House adjourned to 10 o’clock to-morrow morning.



## HOUSE OF ASSEMBLY.

TUESDAY MORNING, JAN. 13, 1835.

*Ten o'clock: the House met.*

Mr. Muir presented a petition from the President and Directors of the Morris Canal and Banking Company, praying an increase of capital.

Which was read, and

Referred to Messrs. Muir, Ross, and Stewart.

Mr. Runyon presented a petition from Matilda Turner, praying for a divorce from her husband,

Which was read, and

Referred to Messrs. Runyon, Scull, and Whitekar.

Mr. Bryant laid before the House the following communication from the Trustees of the Theological Seminary of the Presbyterian Church, located at Princeton, with a statement of their accounts and funds, for the last five years, as required by law,

Which was read, and

Ordered to lie on the table.

*To the Honorable, the Legislative Council and General Assembly of the State of New Jersey :*

The Trustees of the Theological Seminary of the Presbyterian Church, located at Princeton, are required by their charter to report to the Legislature of the State once every five years, an exact state of their accounts and funds. Agreeably to this requisition in their charter, they beg leave to make the following report:

By the last report made five years since, the Legislature were informed, that the Trustees owned and possessed, in the borough of Princeton, eight acres of land, on which were erected one stone building, for the use of students, and two professors' houses of brick. These buildings, in that report, were particularly described. The real estate of the Trustees re-

mains the same at this date, as it was at the time of the last report with the addition of a chapel built of brick, sixty feet by forty-five. In the last report it was stated that the library consisted of about five thousand volumes. It has since received very little addition. The trustees have no permanent funds except five hundred dollars vested in Princeton Bank stock.

The permanent funds of the institution are held, as they were before this corporation was created, by a corporation in the State of Pennsylvania, styled, "the Trustees of the General Assembly of the Presbyterian Church in the United States." From this corporation in Pennsylvania, this board have received as follows, viz: In the year ending May, 1830, for the salaries of Professors, 5,300 dollars; and for the assistance of indigent students, 2,473 dollars; in the year ending May, 1831, for professors' salaries, 5,300 dollars; and for the assistance of indigent students, 2,447 dollars and 27 cents; in the year ending May, 1832, 5,300 dollars for professors' salaries; and 2,743 dollars and 83 cents for the assistance of indigent students; in the year ending May, 1833, for professors' salaries, 3,975 dollars; and for the assistance of indigent students, 2,874 02 cents; and in the year ending in May, 1834, for professors' salaries, 5,132 dollars, and for the assistance of indigent students, 2,947 dollars and 9 cents.

The above sums were generally expended by the board, in the respective years, for the purposes to which they were appropriated by the General Assembly of the Presbyterian Church. The balances in the Treasurer's hands on these funds, according to the settlement with him in May last, were, for professors' salaries, nothing; and for the assistance of indigent students, 432 dollars 63 cents. Beside the above receipts, the Treasurer has received from the students in the year ending May, 1830, 1,046 dollars; May 1831, 894 dollars; May 1832, 909 dollars; May 1833, 885 dollars; and May 1834, 922 dollars. From these last receipts have been paid annually the contingent expenses of the institution. By the last settlement in May last, this fund was in debt to the Treasurer 3 dollars 54 cents.

The above statement, being a full account of the property possessed by the board, their annual receipts and expenditures, and the balances in the hands of the Treasurer in May last, is respectfully submitted by the board.

Signed by order of the board.

JOHN M'DOWELL, Secretary.

*Princeton, September 23, 1834.*

Mr. Lydecker laid before the House the following statement of the account of tolls, &c. of the Bergen Turnpike Company: Which was read, and  
Ordered to lie on the table.

An abstract of the accounts of the Bergen Turnpike Company, showing the amount of receipts from tolls, &c. as also the amount of expenditures for keeping the road and bridges in repair, and collecting the toll during the last two preceding years—prepared in accordance with section 21st of the Act for establishing said Company, passed at Trenton, November 30, 1802.

Amount of receipts for toll, house rent, and sales of old plank and stone, from Nov. 3, 1832, to May 4, 1833,			\$1,641 94½
Do	do	May 4, 1833, to Nov. 2, 1833,	1,712 70½
Do	do	Nov. 2, 1833, to May 3, 1834,	1,534 78½
Do	do	May 3, 1834, to Nov. 1, 1834,	1,432 42½
			<hr/> \$6,321 85½

Amount of expenditures for keeping the road and bridges in repair, collecting the toll, &c.

From Nov. 2, 1833, to May 4, 1833,	\$417 78½
From May 4, 1833, to Nov. 2, 1833,	376 16
From Nov. 2, 1833, to May 3, 1834,	686 68½
From May 3, 1834, to Nov. 1, 1834,	232 78½

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\$1,713 41

Excess of receipts over expenditures during the above two years,

4,608 41½

---

\$6,321 85½

Which excess, if the whole were divided among the stockholders, would yield them an interest of about 4 1-5 per cent per annum on the original or par cost of the stock.

The capital stock consists of 2,199 shares of 25 dollars each, amounting in the whole to fifty-four thousand nine hundred and seventy-five dollars.

ROBERT CAMPBELL, President.

ALBERT C. ZABRISKIE, Treasurer.

A decennial statement was rendered under date of November 22, 1824.

*Hackensack*, November 12, 1834.



Mr. Humphreys, from the committee, reported a bill entitled,

“An act to divorce John Frost from her husband, Franklin B. Frost,”

Which was read, and

Ordered to a second reading.

Mr. Hankinson, from committee, reported a bill entitled,

“A supplement to an act entitled, an act concerning taxes,

Which was read, and

Ordered to a second reading.

And to be printed.

Mr. Hamilton, from the committee appointed to inquire into the circumstances under which the Farmers and Mechanics Bank of New Brunswick, obtained their charter, made the following

## REPORT.

The Committee of the House of Assembly to whom it was referred to “inquire into the circumstances under which the Farmers and Mechanics Bank of New Brunswick obtained the charter under which they now claim to exercise their corporate powers, and what amount of actual capital they have paid in, and that they have power to send for persons and papers,” respectfully report.

That in pursuance of their appointment, the committee assembled in New Brunswick on the 16th day of December last, and communicated to the officers of the bank the resolution under which they were authorised to act. It appeared that either by negligence or some other cause, two material sections were omitted in engrossing the charter which passed the House of Assembly, after having been amended by Council. Upon an examination into this matter by the committee, the President and Board of Directors of the bank came forward and expressed their wish that the portions of the charter omitted might be restored and incorporated by Legislative act into the original charter. To this effect they presented a petition to the Legislature, signed by stockholders holding a majority of the stock, (as it is represented) and which is submitted with this report, praying the amendments spoken of. The committee then proceeded to examine the books of the bank, and to investigate whether the amount of capital required by the charter, had been actually paid in. The committee were fully satisfied upon this point, and herewith submit the affidavits of the Cashier and Assistant Cashier, showing that the sum of 50,060 dollars had



been paid in before the bank commenced its operations, and that no part of it had since been abstracted, or diverted from its original purpose and design.

The committee recommend the passage of an act conforming to the prayer of the stockholders.

BENJ. HAMILTON, Chairman.

*Trenton, January 13, 1835.*

Which was read,

And ordered to lie on the table.

Mr. Bryant, from the committee, reported a supplement to the act entitled,

"An act to incorporate the New Jersey Insurance Company,"

Which was read, and

Ordered to a second reading.

Mr. Stiles from committee, reported a bill, entitled,

"An act to authorise John Haines, the husband of Elizabeth Haines, deceased, to fulfil a certain contract made by the said deceased, with Thomas Hollinshead, for the sale of a lot of land,"

Which was read, and

Ordered to a second reading.

Mr. Stiles, from committee, reported a bill, entitled,

"An act to authorise the sale of certain real estate of David Woolman, dec.

Which was read, and

Ordered to a second reading.

Mr. Hardenbergh, with leave, called up the resolution offered by him relative to the Memorial of the Camden and Amboy Rail Road Company, and Delaware and Raritan Canal Company,

And while the same was under consideration,

Offered an amendment thereto,

Which having been amended,

Upon motion of Mr. Marshall, of Hunterdon, and Mr. Bryant, of Essex,

Was agreed to in the words following, to wit:

"Resolved, (Council concurring therein,) That that part of the Memorial of the Camden and Amboy Rail Road Company,

and Delaware and Raritan Canal Company, which relates to the offer to the State to take the Canal at cost, be referred to a joint committee; and that part which remonstrates against the passage of the bill, entitled, 'An act relative the Trenton and New Brunswick Company,' be referred to the committee to whom the bill relative to the Trenton and New Brunswick Turnpike Company, is committed."

And thereupon the Speaker appointed as a committee on the part of the House of Assembly,

Messrs. Hardenbergh, Hamilton, and Marshall.

Ordered, That the Clerk inform Council of the adoption of said resolution and the appointment of the committee, and request their concurrence therein, and the appointment of a corresponding committee on their part.

The supplement to the act concerning slaves,

Was taken up,

Read by sections, and

Agreed to,

And ordered to be engrossed for a third reading.

The act to authorise the sale of the real estate of Samuel Haines, dec.,

Was taken up,

Read a second time, and

While under consideration,

Mr. Hamilton moved to strike out the first section,

Whereupon Mr. Stiles moved to postpone the further consideration of said bill,

And the same being agreed to,

The bill was postponed.

House adjourned to 3 o'clock, P. M.

TUESDAY AFTERNOON, JANA. 13, 1835.

*House met at 3 o'clock.*

Mr. Sloan presented a petition from inhabitants of Hunterdon county, praying an act to authorise the erection of a bridge at Yardleville, on the Delaware,

Which was read, and

Referred to Messrs. Sloan, Bryant, and Stewart.

Mr. Page presented a petition from citizens of the county of Burlington, praying the incorporation of the Wading River Manufacturing and Canal Company,

Which was read, and

Referred to Messrs. Page, Cooper, and Newcomb.

Mr. Parsons presented a petition from Paterson Bank,

Which was read, and

Referred to Messrs. Parsons, Ackerman, and Shay.

Mr. S. B. Lippincott presented a petition from sundry inhabitants of the County of Gloucester, praying the erection of dams, water works, &c.,

Which were read, and

Referred to Messrs. S. B. Lippincott, Humphreys, and Hunt.

The Speaker laid before the House the following statement of the affairs of the Farmers and Mechanics Bank at New Brunswick; and a petition also was presented from said Bank, praying certain errors to be corrected in their charter,

Which was read,

And ordered to lie on the table.

The President and Cashier of the Farmers and Mechanics bank; of New Brunswick, submit to the Legislature of New Jersey, the following statement of the condition of said institution, on the 8th of January, 1835. They request that it may be borne in mind, that the bank has been in operation but a few days over three months.

The liabilities of the bank, on the day above named, were:

Circulation,	\$54,557	
Individual depositors,	7,446	
Due different banks,	7,359	
Due on real estate,	3,000	
Contingent expenses,	2,582	
Discount received,	1,762	
Capital stock,	50,060	
	<hr/>	\$126,786

To meet which the bank has resources as follows:

Bills discounted,	\$82,347
Real Estate,	5,322
Due from different banks,	22,091
Notes on other banks,	7,265
Specie,	9,751
	<hr/>
	\$126,786

Which is respectfully submitted,

JAS. F. RANDOLPH, President.

L. CARMAN, Cashier.

*New Brunswick*, 10th January, 1835.

STATE OF NEW JERSEY, }  
Middlesex Connty, ss. }

Before me, this tenth day of January, one thousand eight hundred and thirty-five, personally appeared James F. Randolph and Lewis Carman, who being duly sworn, on their respective oaths say, that the foregoing statement is true, to the best of their knowledge and belief.

Sworn and subscribed the day and year aforesaid, before me.

PETER B. RUNYON,

Justice of the Peace.

On motion of Mr. Hamilton, it was

Ordered, That the said statement, together with the affidavits of the officers of the Bank, taken by the committee, and also the report of said committee, be printed for the use of the House.

Mr. Parsons, from committee, reported a bill, entitled,  
“A supplement to the act incorporating the Paterson and Hudson River Rail Road Company,”

Which was read, and

Ordered to a second reading.

Mr. Muir, from the committee to whom had been referred the petition of the Morris Canal and Banking Company, made the following

## REPORT.

The committee of the Assembly, to whom was referred the petition of the Morris Canal and Banking Company, praying for a supplementary law in relation to their canal stock, report:



That they have had the same under consideration, and find that the amount already expended in the construction of said Canal, from the Delaware to the Passaic river, together with the amount contracted to be paid by said Company for the completion of the Canal to the Hudson river, will amount to two millions five hundred thousand dollars.

By the act of incorporation, the Company were authorised to open subscription books for one million of dollars, in shares of one hundred dollars each, with authority to increase the same five hundred thousand dollars, for canal purposes.

The cost of the canal having exceeded the estimates, the Company after expending the canal funds, have resorted to loans to enable them to complete their undertaking. They now ask a supplementary act to enable them to issue certificates of stock to the amount of the actual cost for constructing said work, and to fix the par value of all the shares in said Company, at one hundred dollars each for every one hundred dollars paid into said Company.

Your committee feel it due to the applicants, to state that this important work, commenced and nearly completed by said Company, is of great public benefit, and that the applicants are entitled to the favorable regard of the Legislature, for their perseverance and exertions to consummate and carry into effect, the intent of their original act of incorporation.

Your committee therefore are of opinion, that the prayer of the petitioners is just and reasonable, and ought to be granted; and report a bill accordingly.

THOMAS MUIR, Chairman.

Which was read, and

Agreed to,

And also reported therewith a bill, entitled,

“An act, supplementary to an act, entitled, ‘An act to incorporate a company to form an artificial navigation between the Passaic and Delaware river, passed the 31st of December, 1824.’”

The engrossed bill for the sale of the real estate of James H. Porter, dec.,

Was taken up, and

Having been three times read and compared,

Upon the question,  
Shall this bill pass ?

It was decided in the affirmative as follows :

# YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Brotzman,  
Breese,  
Burtis,  
Crowell,  
Cooper,  
Flummerfelt,  
Field,  
Fish,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
H. Hilliard,  
I. Hilliard,  
Hankinson,  
Hardenbergh,  
Hamilton,  
Hunt,  
Johnson,  
Kline,

Messrs. Lydecker,  
Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Newcomb,  
Parsons,  
Page,  
Ross,  
Ryall, (speaker,)  
Runyon,  
Rogers,  
Scull,  
Shay,  
Stewart,  
Sloan,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,

Whitekar—47.

# NAY,

Mr. Greer—1.

Ordered, That the Speaker sign the said bill, and that the Clerk carry said bill to Council, inform them that the House has passed the same, and request their concurrence.

House adjourned to ten o'clock to-morrow morning.

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## HOUSE OF ASSEMBLY.

WEDNESDAY MORNING, JAN. 14, 1835.

*Ten o'clock the House met.*

Mr. Whitekar presented a petition from citizens of Fairton, Cumberland county, praying an act to incorporate the "Fairton Library Company,"

Which was read, and

Referred to Messrs. Whitekar, Johnson and Thompson.

Mr. Haight presented a petition from sundry citizens of the county of Monmouth, praying an alteration in the law of weights and measures of this state,

Which was read, and

Referred to the committee on that subject.

And, upon motion of Mr. Marshall, it was

Ordered, that two additional members be added to the said committee, and thereupon

Messrs. Haight and Fish were added.

Mr. Kline presented a petition from the county of Hunterdon, praying an alteration of the insolvent laws of this state,

Which was read, and

Referred to the committee on that subject.

Mr. Hamilton, from the committee on that subject, reported a bill in relation to the Farmers and Mechanics Bank of New Brunswick, entitled,

"An act to amend the charter of the Farmers and Mechanics Bank at New Brunswick,"

Which was read, and

Ordered to a second reading,

Mr. H. Hilliard, from the committee to whom was referred the petition of Joseph Nesbit, reported a bill entitled,

"An act to divorce Joseph Nesbit from his wife,"

Which was read, and

Ordered to a second reading,

Mr. Hankinson, from the committee, reported a bill entitled, "An act to repeal certain parts of the insolvent law, passed the 19th day of February, 1830, which,

On motion of Mr. Bryant,

Was laid on the table.

Mr. Hankinson, from the committee, reported a bill entitled,

"An act to divorce Elizabeth Coles from her husband,"

Which was read, and

Ordered to a second reading.

Mr. Hamilton, from committee, reported a bill entitled,

"An act to incorporate the Newark Saddle and Harness Manufacturing Company,"

Which was read, and

On motion of Mr. Marshall, was

Ordered to lie on the table.

The bill to authorise the Philadelphia and Trenton rail road company to construct a viaduct over the river Delaware at Trenton,

And the bill entitled,

"An act to divorce James Huntsman from his wife,"

Were severally called up, and

On motion of Mr. Bryant,

Were both indefinitely postponed.

The bill to increase the capital stock of the Morris Canal and Banking Company, entitled,

"An act supplementary to an act entitled, an act to incorporate a Company to form an artificial navigation between the Passaic and Delaware rivers," passed the 21st of December, A. D. 1824,

Was taken up,

Read by sections,

And while under consideration,

Was postponed.

A message from Council informed the House that Council had passed a bill entitled,

"An act to confirm the division of certain real estate between the heirs of Isaac Berdan, deceased,"



To which they ask the concurrence of the House,  
 Which was read, and  
 Referred to Messrs. Parsons, Field, and Rogers.  
 House adjourned to 3 o'clock, P. M.

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WEDNESDAY AFTERNOON, JAN. 14, 1835.

*Three o'clock the House met.*

Mr. Muir presented a petition from citizens of Essex and Morris, praying a law to authorise the removal of certain obstructions in the Passaic river,

Which was read, and

Referred to Messrs. Muir, Smith and Marshall.

Mr. H. Hilliard offered the following resolution:

Resolved, That a committee be appointed to inquire whether any, and if any, what alterations are necessary in the law relating to elections, and that they have leave to report by bill or otherwise,"

Which was read, and

Agreed to, and

Referred to Messrs. H. Hilliard, Greer and Breese.

Mr. Vandyke presented a petition from Catharine Smith, praying for a divorce,

Which was read, and

Referred to Messrs. Vandyke, I. Hilliard and Hunt.

Mr. Sloan, from the committee, reported a bill entitled,

"An act to Incorporate the Yardleyville Delaware Bridge Company,"

Which was read, and

Ordered to a second reading.

Mr. Parsons, from committee, reported a bill entitled,

"An act to enable the President and Directors of the Pater-

son bank to settle the outstanding debts and credits of said bank, and for other purposes,"

Which was read, and

Ordered to a second reading.

The act to authorise John Haines to fulfil a certain contract made by Elizabeth Haines, deceased, in her life time, with Thomas Hollinshead,

Was taken up,

On its second reading,

And while under consideration,

Was ordered to be re-committed.

Mr. Hamilton offered the following resolution:

Resolved, That the part of the Message of His Excellency, the Governor, which relates to the State Library, be referred to a joint committee, with power to inquire whether the annual appropriation under the act of 1824, for the gradual increase of the Library, has all been expended, and how it has been applied.

Which was read, and

Agreed to, and

Referred to Messrs. Hamilton, Field and Sloan.

Ordered, that the Clerk inform Council of the adoption of said resolution and appointment of committee, and request their concurrence.

Mr. Marshall offered the following resolution:

Resolved, That so much of the Governor's Message as recommends a Geological Survey of the State, be referred to a special committee of this House.

Which was read, and

Agreed to, and

The Speaker appointed Messrs. Marshall, Gifford, Field, Lindsley and Greer as the committee.

The engrossed bill supplementary to the act concerning slaves,

Was taken up,

And while under consideration,

Was postponed.

House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY,

THURSDAY MORNING, JAN. 15, 1835,

*Ten o'clock the House met.*

Mr. Hamilton presented a petition from Hannah D. Wallace, for a divorce,

Which was read, and

Referred to Messrs. Hamilton, Crowell and Breese.

Mr. Parsons presented a petition from inhabitants of the counties of Bergen and Essex, praying a law to authorise the erection of a bridge over the Passaic river at Acquacknock,

Which was read, and

Referred to Messrs. Parsons, Hopper and Runyon.

Mr. Hunt presented a petition from Martha Bishop, praying for a divorce from her husband,

Which was read, and

Referred to Messrs. Hunt, Thompson and J. Lippincott.

Mr. Parsons, from committee, reported the bill from Council to confirm the division of the real estate of Isaac Berdan, deceased,

Without amendment,

Which was read, and

Ordered to a second reading.

Mr. Lydecker, from the committee on that subject, reported a bill entitled,

“An act to divorce Catharine Delamater,”

Which was read, and

Ordered to a second reading,

Mr. Hardenbergh, from the committee on that subject, reported a bill entitled,

“An act to amend the Judicial System of this State,”

Which was read, and

Ordered to a second reading,

And to be printed.

Mr. Vandyke, from the committee on that subject, reported a bill entitled,

**"An act to divorce Catharine Smith,"**

**Which was read, and**

**Ordered to a second reading.**

**Mr. Smith, from the committee on that subject, reported**

**"An act to dissolve the marriage contract between Charlotte Lyon and Benjamin Lyon, her husband,**

**Which was read, and**

**Ordered to a second reading.**

**Mr. Runyon, from the committee on that subject, reported**

**"An act to dissolve the marriage contract existing between Matilda Tanner and her husband, James Tanner,"**

**Which was read, and**

**Ordered to a second reading.**

**The engrossed bill for the relief of the heirs of Letitia Burroughs, deceased,**

**Was taken up,**

**Read a third time and compared,**

**And on the question,**

**Shall this bill pass?**

**It was decided in the affirmative as follows:**

### YEAS,

**Messrs. Ackerman,**

Biddle,

Bryant,

Brotzman,

Breese,

Crowell,

Cooper,

Flummerfelt,

Field,

Fish,

Greer,

Garrison,

Hopper,

Haight,

H. Hiliard,

I. Hiliard,

Hankinson,

Hardenbergh,

Hamilton,

Hunt,

Johnson,

**Messrs. Kline,**

Lydecker,

Lindsley,

J. Lippincott,

S. B. Lippincott,

Muir,

Marshall,

McKee,

Newcomb,

Parsons,

Page,

Ryall, (speaker,)

Runyon,

Rogers,

Shay,

Scull,

Stewart,

Sloan,

Smith,

Stiles,

Vandyke,

**Whitekar,—43.**



## NAYS,

Messrs. Gifford and Ross,—2.

The engrossed bill entitled,  
“A supplement to an act entitled, an act concerning slaves,  
Was taken up,  
Read a third time and compared,  
Upon the question,  
Shall this bill pass?  
It was decided in the affirmative as follows:

## YEAS,

Messrs. Ackerman,

Biddle,

Breese,

Crowell,

Cooper,

Flummerfelt,

Field,

Fish,

Garrison,

H. Hilliard,

Hankinson,

Hardenbergh,

Hamilton,

Johnson,

Messrs. Lindsley,

J. Lippincott,

S. B. Lippincott,

Muir,

Marshall,

Newcomb,

Parsons,

Ross,

Rogers,

Scull,

Stewart,

Sloan,

Stiles,

Thompson,

Whitekar—29.

## NAYS,

Messrs. Bryant,  
 Brotzman,  
 Burtis,  
 Greer,  
 Gifford,  
 Hopper,  
 Haight,  
 I. Hilliard,  
 Hunt,

Messrs. Kline,  
 Lydecker,  
 McKee,  
 Page,  
 Ryall, (speaker,)  
 Runyon,  
 Shay,  
 Smith,  
 Vandyke—18.

Ordered, That the Speaker sign said bill, and that the Clerk carry the same to Council, inform Council of its passage, and request their concurrence therein.

The act to authorise the sale of certain real estate whereof Samuel Haines died seized,

Was taken up, and

On motion of Mr. Stiles,

Was indefinitely postponed.

The act supplementary to an act to incorporate the Pater-son and Hudson River Rail Road Company,

Was taken up,

And on motion of Mr. Hamilton,

Was indefinitely postponed.

The act relative to an increase of capital of the Morris Canal and Banking Company,

Was taken up,

Read by sections,

Considered and agreed to, and

Ordered to be engrossed for a third reading.

The act to amend the act incorporating the Farmers and Mechanics Bank at New Brunswick,

Was taken up,

Considered by sections, and

Agreed to, and

Ordered to be engrossed for a third reading.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council had appointed, on their part, Messrs. Green and Halsted as a committee in relation to that part of the Governor's Message which relates to the appropriation, &c. for the State Library.

The act to enable the President and Directors of the Pater-  
son Bank to collect the debts and credits outstanding, &c. and  
for other purposes,

Was taken up,

Considered by sections, and

Agreed to, and

Ordered to be engrossed for a third reading.

The bill from Council to confirm the division of the real es-  
tate of Isaac Berdan, deceased,

Was taken up,

Considered and agreed to, and

Ordered to a third reading.

House adjourned to 3 o'clock, P. M.

THURSDAY AFTERNOON, JANUARY 15, 1835.

*House met at three o'clock.*

Mr. Flummerfelt presented a petition from the citizens of  
Warren on the subject of the currency and small bank notes,

Which was read, and

Referred to the Committee on that subject.

The Speaker laid before the House a memorial from citizens  
residing on the route of the Bordentown and South Amboy  
Turnpike Company, praying the Legislature to direct an infor-  
mation to be filed by the Attorney General, to ascertain whe-  
ther the charter of said Company is not forfeited:

Which was read, and

Referred to Messrs. Stiles, Vandyke and Haight.

Mr. Marshall reported a bill entitled,

"An act to regulate the standard of Weights,"

Which was read, and

Ordered to a second reading,

And to be printed.

Mr. Hamilton, from the committee on that subject, reported

"An act to dissolve the marriage contract between Hannah  
D. Wallin, and her husband, Silas B. Wallin,

Which was read, and

Ordered to a second reading, and

On motion of Mr. Hamilton,

The printing of the said bill was dispensed with.

Mr. Hamilton called up the bill which had been laid upon the table, entitled,

“An act to incorporate the Newark Saddle and Harness Manufacturing Company,”

And thereupon the same was, on his motion,

Ordered to be re-committed.

Mr. Vandyke, with leave, presented a bill entitled,

“An act to authorise Obadiah Herbert, Saxton M. Tice, and George A. Willis, under the firm of Obadiah Herbert & Co. to construct a rail road. Also to improve the navigation of South river, in the county of Middlesex,”

Which was read, and

Ordered to a second reading.

The act to incorporate the Yardleyville Delaware Bridge Company,

Was taken up,

And while under consideration,

Was postponed.

The engrossed bill to prevent the burning, vending, or exploding fire crackers or squibs in this State,

Was taken up,

Read a third time and compared,

And thereupon,

Mr. Hamilton moved that the said bill be re-committed,

Which motion was disagreed to:

And upon the question,

Shall this bill pass?

It was decided in the affirmative as follows:

## YEAS,

Messrs. Ackerman,

Biddle,

Bryant,

Brotzman,

Burtis,

Crowell,

Flummerfelt,

Fish,

Gifford,

Haight,

Messrs. H. Hilliard,

I. Hilliard,

Hankinson,

Hardenbergh,

Hunt,

Johnson,

Kline,

Lindsley,

J. Lippincott,

S. B. Lippincott,



Messrs. Muir,  
 M'Kee,  
 Newcomb,  
 Parsons,  
 Page,  
 Ross,  
 Ryall, (speaker,)  
 Runyon,

Messrs. Rogers,  
 Shay,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar.—36.

### NAYS,

Messrs. Breese,  
 Cooper,  
 Dickerson,  
 Greer,  
 Garrison,

Messrs. Hopper,  
 Hamilton,  
 Lydecker,  
 Marshall,  
 Scull,

Stewart.—11.

Ordered, That the Speaker sign the same, that the clerk carry the same to Council, inform them of the passage thereof, and request their assent thereto.

House adjourned to 10 o'clock to-morrow morning.

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### HOUSE OF ASSEMBLY.

FRIDAY MORNING, JAN. 16, 1835.

*Ten o'clock the House met.*

Mr. Biddle presented a petition from the citizens of the borough of Bordentown, praying a law to incorporate the Bordentown Water Company,

Which was read, and

Referred to Messrs. Biddle, Cooper and Newcomb.

Mr. I. Hilliard presented remonstrances from sundry citizens of the county of Burlington, against the creation of a new township in that county, to be called the township of Jackson,

Which was read, and

Referred to the committee on that subject.

Mr. Haight presented a petition from sundry citizens of the counties of Monmouth and Burlington, requesting an alteration of the act relative to high ways over mill dams,

Which was read, and

Referred to Messrs. Haight, I. Hilliard and Scull.

Mr. Page, from the committee on that subject, reported a bill entitled,

"An act to incorporate the Wading River Manufacturing and Canal Company,"

Which was read, and

Ordered to a second reading.

Mr. McKee, from the committee on that subject, reported a bill entitled,

"An act to divorce Jesse C. Davisson from his wife,"

Which was read, and

Ordered to a second reading.

The engrossed bill entitled,

"An act to amend an act entitled, an act to incorporate the Farmers and Mechanics Bank at New Brunswick,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The engrossed bill entitled,

"An act further supplementary to the act entitled, an act to incorporate a company to form an artificial navigation between the Passaic and Delaware rivers, passed 31st of December, 1824,"

Was read three times and compared, and

On the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said bills,

That clerk carry the same to Council, inform them of their passage, and request their assent to the same.

The bill to divorce Elizabeth Cole from her husband,

Was taken up,

Considered by sections,

Agreed to, and

Ordered to be engrossed for a third reading.

A message from Council, by Mr. Westcott, their Secretary, informed the House that Council had passed the bill from the House of Assembly for the sale of the real estate of James H. Porter,

Without amendment.

House adjourned to three o'clock, P. M.

FRIDAY AFTERNOON, Jan. 16, 1835.

*Three o'clock the House met.*

Mr. Scull presented a petition from the citizens of Gloucester on the subject of the currency and small bank notes,

Which was read, and

Referred to the committee on that subject.

Mr. Hankinson from the committee on that subject, reported an act to sell the Government House and lot,

Which was read, and

Ordered to a second reading,

And to be printed.

Mr. Rogers from the committee on that subject, reported an act to set off and establish a new township in the county of Burlington, to be called the township of "Jackson,"

Which was read, and

Ordered to a second reading,

And to be printed.

Mr. Hankinson, from the committee on that subject, reported an act to repeal the Insolvent Law of this State,

Which was read,

Ordered to a second reading,

And to be printed.

Ordered, on motion of Mr. Bryant, that the act to repeal part of the Insolvent Law, &c., which had been previously reported and laid on the table, be dismissed from the files of the House.

Which was agreed to,  
And the said bill accordingly dismissed.

Mr. Crowell offered a resolution directing the door keeper to supply the members of the House with the New Jersey Register, for 1835.

Which was read, and  
On motion of Mr. Greer, was  
Ordered to lie on the table.

The engrossed bill from Council to confirm the division of the estate of the late Isaac Berdan, dec.

Was taken up on its third reading, and  
While under consideration,  
Was postponed.

The act to enable the President and Directors of the Pater-son Bank, to close its concerns, &c.,

Was read a third time, and compared, and  
Upon the question,  
Shall this bill pass?

It was decided in the affirmative as follows.

### YEAS,

#### Messrs. Ackerman,

Biddle,  
Bryant,  
Brozman,  
Breese,  
Burtis,  
Crowell,  
Dickerson,  
Flummerfelt,  
Fish,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
I. Hilliard,  
Harrison,  
Hardenbergh,  
Hunt,  
Johnson,  
Kline,

#### Messrs. Lydecker,

Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Newcomb,  
Parsons,  
Page,  
Ryall, (speaker,)  
Runyon,  
Rogers,  
Scully,  
Shay,  
Stewart,  
Sloan,  
Smith,  
Stiles,  
Thompson,  
Vandyke,



NAY,

Mr. Whitehead—1.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, inform them of the passage thereof, and request their assent thereto.

The engrossed bill to prevent obstructions in Pigeon Swamp, &c., entitled,

“A supplement to an act, entitled, An act to empower the owners of Pigeon Swamp marshes and ponds, adjoining in the South ward of New Brunswick, in the county of Middlesex, to open and keep clear of obstructions a certain water course and ditch for draining the said swamp, marshes, and ponds, passed March 20, 1780,”

Was read three times and compared,

And while under consideration

Mr. Haight presented to the House the remonstrance of Samuel S. Woodward, against the passage of said bill, and moved to re-commit the same.

Which motion was disagreed to.

Upon the question,

Shall this bill pass?

It was decided in the negative as follows.

YEAS,

Messrs. Ackerman,  
Bryant,  
Brotzman,  
Breese,  
Crowell,  
Fish,  
Garrison,  
Hopper,  
Hardenbergh,  
Hunt,  
Johnson,  
Kline,

Messrs. J. Lippincott,  
M'Kee,  
Newcomb,  
Parsons,  
Ross,  
Runyon,  
Scull,  
Stewart,  
Sloan,  
Smith,  
Vandyke,  
Whitehead,

Whitehead—25.

## NAYS,

Messrs. Biddle,  
 Burtis,  
 Dickerson,  
 Flummerfelt,  
 Greer,  
 Gifford,  
 Haight,  
 I. Hilliard,  
 Hankinson,  
 Hamilton,

Messrs. Lydecker,  
 Lindsley,  
 S. B. Lippincott,  
 Muir,  
 Marshall,  
 Page,  
 Ryall, (speaker,)  
 Rogers,  
 Shay,  
 Stiles,

Thompson—21.

The bill, entitled,  
 “An act to incorporate Medford Bank,”  
 Was taken up on its second reading,  
 And the House having dispensed with reading the same,  
 Was taken up by sections,  
 And while the first section was under consideration,  
 The yeas and nays upon agreeing thereto,  
 Were called for, and ordered,  
 But before the House was called,  
 The said bill was postponed.

The bill, entitled,  
 “An act to divorce Hannah D. Wallin from her husband  
 Silas B. Wallin,”  
 Was taken up on its second reading,  
 Considered, and agreed to,  
 And ordered to be engrossed for a third reading.

The bill, entitled,  
 “An act to divorce Catharine Smith from her husband,”  
 Was taken up on its second reading,  
 Considered, and agreed to,  
 And ordered to be engrossed for a third reading.

Mr. Whitehead presented a petition from sundry citizens of  
 Essex, praying the erection of a bridge over the Passaic, at  
 Aquackanock,

Which was read, and  
 Referred to the committee on that subject,  
 On motion,  
 The House adjourned until Monday afternoon next, at 3  
 o'clock, P. M.

---

MONDAY AFTERNOON; JAN. 19, 1835.

*Three o'clock the House met.*

Mr. Dickerson presented a petition from Edmund Thebaud, of the county of Morris, praying for the sale of certain real estate in that county,

Which was read, and

Referred to Messrs. Dickerson, Shay, and Brotzman.

Mr. Hamilton offered the following resolution:

Resolved, That so much of the Governor's Message as relates to a fire proof office for the use of the Treasury Department, be referred.

Which was read, and

Agreed to, and

Referred to Messrs. Hankinson, Lindsley and Garrison.

Mr. S. B. Lippincott presented a petition from Thomas Schumo, of Gloucester, praying a divorce from his wife,

Which was read, and

Referred to Messrs. S. B. Lippincott, Rurfis and Fish.

The act to regulate the standard of weights,

Was taken up

On its second reading, considered, and

Ordered to be engrossed for a third reading.

Mr. Hamilton moved a re-consideration of the vote of Friday, rejecting the bill to provide for the removal of certain obstructions in the Pigeon Swamp, marshes, &c. in Middlesex,

Which motion was disagreed to, not being two-thirds in its favor.

The House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

TUESDAY MORNING, JAN. 20, 1835.

*Ten o'clock the House met.*

Mr. Dickerson presented a petition from the citizens of Morris and Essex, praying a law authorizing the construction of a Rail road from Morristown to some point on the Rail road at or between Elizabethtown and Newark,

Which was read, and

Referred to Messrs. Dickerson, Bryant and Greer.

Mr. Hamilton, from the committee, reported a bill for the relief of the heirs of Gideon Gould, of the county of Sussex,

Which was read, and

Ordered to a second reading.

The engrossed bill to divorce Elizabeth Cole from her husband, John Cole,

Was taken up,

Read three times and compared, and

Upon the question,

Shall this bill pass ?

It was decided in the negative as follows :



## YEAS,

Messrs. Bryant,  
 Brotzman,  
 Crowell,  
 Dickerson,  
 Flummerfelt,  
 Greer,  
 Garrison,  
 H. Hilliard,  
 I. Hilliard,  
 Hankinson,  
 Hamilton,

Messrs. S. B. Lippincott,  
 Muir,  
 Marshall,  
 McKee,  
 Page,  
 Ryall, (speaker,)  
 Rogers,  
 Shay,  
 Sloan,  
 Smith,  
 Thompson,

Vandyke—23.

## NAYS,

Messrs. Biddle,  
 Breese,  
 Burtis,  
 Cooper,  
 Fish,  
 Hardenbergh,  
 Hunt,

Messrs. Kline,  
 Lindsley,  
 J. Lippincott,  
 Newcomb,  
 Ross,  
 Scull,  
 Stiles,

Whitekar—15.

The bill supplementary to the act concerning taxes, passed  
 June 10, 1799,

Was taken up

On its second reading,

Considered by sections,

And while the first section was under consideration,

Was postponed.

A message from Council by Mr. Westcott, their Secretary,  
 informed the House of Assembly that Council had passed the  
 bill from the House, entitled,

"An act further supplementary to an act to incorporate a Company to form an artificial navigation between the Passaic and Delaware rivers, passed the 31st of December, 1824,"

Without amendment.

House adjourned to 3 o'clock, P. M.

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TUESDAY AFTERNOON, JAN. 20, 1835.

*House met at 3 o'clock.*

Mr. S. B. Lippincott moved to add a member to the committee appointed in relation to the Woodbury Dam, to supply the vacancy caused by the absence of Mr. Humphreys,

Which was agreed to, and

Mr. Hamilton was appointed.

Mr. Smith presented the memorial and remonstrance of sundry citizens of Newark, against the passage of an act of incorporation for the Saddle and Harness Manufacturing Company,

Which was read, and

Referred to the committee on that subject.

Mr. Smith presented to the House the Statement of the affairs and condition of the Orange Bank,

Which was ordered to lie on the table:

And to be printed.

*To the Honorable, the Legislative Council and General Assembly of the State of New Jersey :*

STATEMENT.

Orange Bank, in the County of Essex, New Jersey.

*DR.*

1835.

January 17.	To capital stock,	\$100,000 00	
	Circulation Notes,	50,831 00	
	Discount received,	3,225 29	
	State of New Jersey,	600 00	
	Dividends unpaid,	133 50	
	Other banks,	2,242 15	
	Individuals,	17,761 42	
		—————	\$174,793 36

*CR.*

1835.

January 17.	By bills discounted,	132,610 87	
	Banking house,	4,619 08	
	Contingent expenses,	907 94	
	Other banks,	8,111 20	
	By cash on hand:		
	Circulation notes,	\$20,103 00	
	Foreign do. C.	2,832 17	
	Specie,	5,609 10	
		—————	28,544 27
		—————	174,793 36

Respectfully submitted,

STEPHEN D. DAY, President.

WM. MUNN, Cashier.

January 17th, 1835.

STATE OF NEW JERSEY, }  
Essex County, ss. }

Personally appeared before me, one of the Justices of the Peace in and for the county of Essex, Stephen D. Day and

William Munn whose names are subscribed to the foregoing statement, and who being duly sworn according to law, did depose and say, that the same is true, to the best of their knowledge and belief.

D. BABBET.

January 17, 1835.

The Speaker laid before the House the following communication from His Excellency, the Governor:

### EXECUTIVE DEPARTMENT,

TRENTON, January 19, 1835.

*To the General Assembly of the State of New Jersey:*

There are in the office of the Secretary of State a great number of papers and documents connected with the service of the Militia in this state during the war of the Revolution, and throwing light on the history of that interesting period, so far as New Jersey is concerned. They consist of original and official letters and correspondence between the officers of the army and the State Government, pay rolls, militia returns, &c. all of which have been deposited there from time to time, rather as a place of safety, than because they properly appertain to that department or office. It would seem that they were in a state of confusion and derangement when they came into the office, and it not being the duty of the Secretary of State, or any other officer of the government to put them in order, they have continued in that situation.

These papers, if arranged, would be of great importance in assisting to establish the claims of honest applicants for pensions. It is known that some have been established through their means, and it may be that meritorious applicants have been rejected for want of the information that might be furnished from this source.

In consequence of the frauds committed on the Treasury in the procurement of pensions, a re-examination is about to be made by the department of all the claims that have been allowed; and as it will be made with great strictness, it may possibly happen that some aged and honest pensioner in our own State, may be stricken from the roll for want of the evidence



which it is in our power to furnish. This ought not to be.— Permit me, in calling your attention to this subject, respectfully to suggest and recommend the propriety of having these documents thoroughly examined and properly arranged and labelled, or docketed for further reference; and of making provision for the expense that may be incurred.

I herewith transmit a communication received recently from the Hon. James Parker, one of the Representatives in Congress from this State, pointing out his views of the importance of some action on this subject: And commend it to your early attention.

PETER D. VROOM.

Together with the following communication from the Hon. James Parker.

WASHINGTON, DECEMBER 10, 1834.

*Sir*—The frauds which have been detected in regard to pensions obtained under the act of 1832, have not only led to a more strict examination of claims under consideration, but have also induced a re-examination of the papers of Revolutionary Soldiers whose claims have been heretofore allowed, and considered as sufficiently proved under the regulations in force at the time, and those tested by the new rules adopted, being found not supported according thereto, the payment of the pensions, in many cases, has been suspended until further proof is produced. The aged claimant is thus reduced to the alternative of a new trial to obtain the justice of his country, with further evidence, or obliged to abandon his right, and thereby subject himself to the imputation of having claimed a pension without being entitled to it. The State of New Jersey ought not to suffer any of her citizens who have borne arms in defence of the country, to be deprived of a just remuneration, if it is in her power to prevent it: And on the contrary, if any have obtained the payment of the nation's bounty, without having defended it, we are equally bound to expose the fraud. I learned from a correspondence with James D. Westcott, Esq. Secretary of State, last winter, that there are among the papers in his office a large mass of documents relative to the services of the Militia during the Revolution, consisting of

returns, pay rolls, official letters, &c. &c., but they are in such a confused state, and the search to establish any one fact so difficult and expensive, that a poor claimant can ill afford the expense, while it is the duty of no one to arrange and put those papers in order, so as to afford a prompt and easy reference in such cases as occur. I have been able to establish the claims of some two or three persons by copies of some of the papers in question, fortunately procured after a short search, and I do not doubt that many more, who are deprived of what is their due, or may be cut off the list under the new regulations, might obtain a pension, or be secured in the enjoyment of what they have obtained, by the evidence which the papers in possession of the State would, if examined, afford. I have therefore thought it my duty to suggest to you, in order that the subject may be brought before the Legislature, the passage of an act or resolution to employ, at the expense of the state, a proper person to arrange the papers alluded to, according to date and local circumstances, and to have them regularly docketed and filed for reference and preservation. They are valuable in other respects than that for which I write; but for this single purpose the expense is no consideration.

I recommended to the agent for pensions last Spring, that he should employ some person to do this service, and I hoped it would have been done, but it has not been thought of again, and I see no probability that the measure will be carried through in that way.

The State has the means to prove the services of her citizens, and secure them in the possession of their just dues, and I feel assured that nothing else is wanted to secure the execution of the measure.

I am, with great respect, Sir,

Your obedient servant,

JAMES PARKER.

His Excellency, PETER D. VROOM.

Which was read, and

Referred to Messrs. Hardenbergh, Marshall and Dickerson.

Mr. Hunt, from the committee, reported a bill entitled,

"An act to dissolve the marriage contract existing between Martha Bishop and her husband,"

Which was read, and

Ordered to a second reading.

And, upon motion of Mr. Hunt,

The printing of the said bill was dispensed with.

Mr. Parsons, from the committee on that subject, reported a bill entitled,

“An act to authorise the chosen Freeholders of the counties of Bergen and Essex to build a draw bridge over the navigable waters of the Passaic river at Acquanknonk,

Which was read, and

Ordered to a second reading,

And to be printed.

The engrossed bill from Council to confirm the division of certain real estate of the late Isaac Berdan, of Bergen,

Was taken up,

And having been three times read and compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative as follows:

## YEAS,

Messrs. Biddle,  
Bryant,  
Brotzman,  
Breese,  
Burtis,  
Crowell,  
Cooper,  
Dickerson,  
Flummerfelt,  
Field,  
Fish,  
Greer,  
Garrison,  
Gifford,  
I. Hilliard,  
H. Hilliard,  
Hankinson,  
Hamilton,  
Hunt,  
Johnson,

Messrs. Kline,  
Lydecker,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,  
M-Kee,  
Newcomb,  
Parsons,  
Page,  
Ross,  
Ryall, (speaker)  
Runyon,  
Rogers,  
Scully,  
Shay,  
Sloan,  
Smith,  
Stiles,  
Thompson,

## NAYS,

Messrs. Hardenbergh, Lindsley, Whitekar.—3.

The engrossed bill to divorce Catharine Smith from her husband, Clark Smith,

Was taken up,

Read three times and compared,

And upon the question,

Shall this bill pass ?

It was decided in the affirmative by the following vote:

## YEAS,

Messrs. Bryant,  
Brotzman,  
Breese,  
Crowell,  
Dickerson,  
Flummerfelt,  
Field,  
Fish,  
Greer,  
Gifford,  
I. Hilliard,  
H. Hilliard,  
Hankinson,  
Hardenbergh,  
Hamilton,  
Hunt,  
Johnson,  
Lydecker,

Messrs. Lindsley,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Newcomb,  
Parsons,  
Page,  
Ryall, (speaker,)  
Runyon,  
Rogers,  
Shay,  
Sloan,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitekar,—36.



## NAYS,

Messrs. Biddle,  
Burtis,  
Cooper,

Messrs. Garrison,  
Kline,  
Ross,

Scull,—7.

The engrossed bill to divorce Hannah D. Wallin, from her husband, Silas B. Wallin,

Was taken up,

On its third reading, and

While under consideration,

Was amended by the unanimous consent of the House, by inserting after the name of Hannah D. Wallin, the words, "Of the County of Sussex,"

And the said bill having been three times read and compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

## YEAS,

Messrs. Biddle,  
Bryant,  
Brotzman,  
Breese,  
Crowell,  
Dickerson,  
Flummerfelt,  
Fish,  
Field,  
Greer,  
Garrison,  
Gifford,  
H. Hilliard,

Messrs. I. Hilliard,  
Hankinson,  
Hardenbergh,  
Hamilton,  
Hunt,  
Kline,  
Lydecker,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Newcomb,

Messrs. Parsons,  
 Page,  
 Ryall, (speaker,)  
 Runyon,  
 Rogers,  
 Scull,  
 Shay,

[ Messrs. Sloan,  
 Smith,  
 Stiles,  
 Thompon,  
 Vandyke,  
 Whitehead,  
 Whitekar—40.

### NAYS,

Messrs. Burtis,  
 Cooper,

Messrs. Johnson,  
 Lindsley,  
 Ross—5.

The engrossed bill to regulate the standard of Weights in  
 the State of New Jersey,  
 Was taken up,  
 On its third reading,  
 And having been three times read and compared,  
 Upon the question,  
 Shall this bill pass?  
 It was decided in the affirmative as follows:

### YEAS,

Messrs. Biddle,  
 Bryant,  
 Brotzman,  
 Breese,  
 Burtis,  
 Crowell,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Field,

Messrs. Fish,  
 Greer,  
 Garrison,  
 Gifford,  
 H. Hilliard,  
 I. Hilliard,  
 Hankinson,  
 Hardenbergh,  
 Hamilton,  
 Hunt,

Messrs. Johnson,  
 Kline,  
 Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Muir,  
 Marshall,  
 Newcomb,  
 Parsons,  
 Page,

Messrs. Ross,  
 Ryall, (speaker,)  
 Runyon,  
 Rogers,  
 Scull,  
 Shay,  
 Sloan,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,

Whitehead—43.

### NAYS,

Messrs. M'Kee and Whitekar—2.

Ordered, That the clerk carry said bills to Council, inform them of their passage, and request their assent thereto.

The supplement to the act to incorporate the New Jersey Insurance Company of the County of Essex,

Was taken up,

And while the first section was under consideration,

The same was postponed.

The act to amend the Judicial System of this State,

Was taken up,

Read by sections,

Considered, and

And while under consideration,

Upon motion of Mr. Muir, the said bill was

Ordered to a committee of the whole House, and

Made the order of the day for Friday next.

House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY,

WEDNESDAY MORNING, JAN. 21, 1835.

*Ten o'clock the House met.*

Mr. Gifford presented a petition from the citizens of Monmouth, praying a law to prevent firing guns, &c., at Manasquan Bridge, in the township of Howell, in the county of Monmouth,

Which was read, and

Referred to Messrs. Gifford, M'Kee, and Rogers.

Mr. Parsons presented the following statement of the affairs of the Peoples' Bank at Paterson,

Which was read, and

Laid on the table,

And to be printed.

State of the Funds of the Peoples' Bank at Paterson, January 7th, 1835:—

Notes discounted,	\$85,324 78
Loans secured by stocks of other institutions as collaterals,	44,601 17
Specie funds in New York,	28,841 51
Bills of other banks,	1,228 00
Specie,	7,380 55
Proportion of bonus to the State for unexpired term of charter,	2,000 00
	—————\$169,376 01
Capital paid in,	75,000 00
Circulation,	40,882 00
Dividends uncalled for,	31 50
Due to other banks,	4,764 12
Deposites,	43,002 83
Surplus fund,	5,755 56
	—————\$169,376 01



## STATE OF NEW JERSEY, ss.

Henay S. Raymond, Cashier of the Peoples Bank of Paterson, and Mark W. Collet, President of said institution, being severally sworn on their respective oaths, say, that the above statements of the funds of the said bank, are just and correct, according to their knowledge and belief.

H. S. RAYMOND, Cashier.

MARK W. COLLET, President.

Taken and sworn the 17th day of January, 1836, before me  
ELIAS B. D. OGDEN, Notary Public.

Mr. Burtis presented a petition from the heirs of Aaron Steward, deceased, for the passage of a law to sell certain real estate,

Which was read, and

Referred to Messrs. Burtis, Page and Breese.

Mr. Hankinson presented a petition from the county of Warren, on the subject of the currency, and small bank notes,

Which was read, and

Referred to the committee on that subject.

Mr. Hardenbergh presented a petition from William Annin and others, praying the passage of a law for the sale of certain real estate,

Which was read, and

Referred to Messrs. Hardenbergh, Flummerfelt and Fish.

Mr. Marshall presented a petition from citizens of Hopewell, Hunterdon county, praying an alteration of the law giving title after twenty years' peaceable possession, &c.

Which was read, and

Referred to Messrs. Marshall, Crowell and Stiles.

Mr. McKee presented a petition from citizens of Hopewell, Hunterdon county, praying a law to exempt land owners, where public roads run, from the payment of road tax, and also to pay the land owners for the land taken for roads,

Which was read, and

Referred to Messrs. McKee, Shay and Hopper.

Mr. Parsons presented a petition from citizens of Paterson, praying an amendment of the act of 16th March, 1798, so as to place exhibitions of inventions or improvements in the mechanical arts, on the same footing with natural curiosities,

Which was read, and

Referred to Messrs. Parsons, Lydecker and Field.

Mr. Lydecker presented a petition from Albert N. Vanvoorhis and others, of Bergen county, praying an act to enclose a certain lot of woodland in the township of Hackensack, at Schralenburgh, in said county,

Which was read, and

Referred to Messrs. Lydecker, Scull and Burtis.

Mr. Dickerson, from the committee on that subject, reported a bill entitled,

“An act to incorporate the Morris and Essex Rail Road Company,”

Which was read, and

Ordered to a second reading.

The act to authorise Obadiah Herbert and others to construct a rail road and remove obstructions in South river,

Which had been laid on the table,

Was ordered to be

Referred to Messrs. Vandyke, Haight and Lindsley.

The bill to authorise the erection of a bridge at Yardleyville,

Was taken up,

And while the first section was under consideration,

Was further postponed.

The act to divorce Matilda Tanner from her husband,

Was taken up,

Read and agreed to, and

Ordered to be engrossed for a third reading.

Mr. Whitehead presented a petition from citizens of Newark, praying an act of incorporation for the Hibernian Provident Society at that place,

Which was read, and

Referred to Messrs. Whitehead, H. Hilliard and Garrison.

Mr. Whitehead presented a petition from owners and possessors of Woodland, at Caldwell, in the county of Essex, praying a law to authorise them to pasture the same,

Which was read, and

Referred to Messrs. Whitehead, Kline and Runyon.

Mr. Field presented a petition from citizens of Middlesex, in favour of the bill pending before the House to authorise Obadiah Herbert and others to construct a rail road,

Which was read, and

Referred to the committee on that subject.

Mr. Whitehead presented petition from Stephen H. Lutkins, praying compensation for the arrest of a fugitive from justice, by commission from the Governor,

Which was read, and

With the accompanying documents,

Referred to Messrs. Whitehead, Crowell and Haight.

Mr. Whitehead presented a petition from Polly Kingland, for a divorce from her husband,

Which was read, and

Referred to Messrs. Whitehead, Lydecker and Kline.

House adjourned to 3 o'clock, P. M.

WEDNESDAY AFTERNOON, JAN. 21, 1835.

*Three o'clock the House met.*

A message from Council, by Mr. Westcott, their Secretary, informed the House that Council had passed the following bill:

"An act to authorise Priscilla Sheppard, widow and administratrix, and Nathan Sheppard, administrator of Robert R. Sheppard, deceased, to execute a certain contract made by said deceased with Josiah M. Reeve, William F. Reeve, and Emmer Reeve, of the county of Salem, for the sale of real estate.

Which was read, and

Ordered to a second reading.

Mr. Hopper presented the petition from Jane Ackerman and others, for the sale of real estate,

Which was read,

Ordered to a second reading.

Messrs. Marshall and Sloan severally presented remonstrances against the passage of a law authorising the erection of a bridge at Yardleyville,

Which were read, and

Ordered to lie on the table.

Mr. Breese presented a petition from Mary Freeman, praying to be divorced,

Which was read, and

Referred to Messrs. Breese, Page and Hunt.

Mr. Parsons presented a remonstrance against the removal

of obstructions in the Passaic at the Little Falls at and above Miller's dam,

Which was read, and

Referred to the committee on that subject.

Mr. Hardenbergh presented a remonstrance from citizens residing along the line of the Trenton and New Brunswick Turnpike, against the passage of any law which shall empower the said company to lay rails or to use locomotive or other engines propelled by steam,

Which was read, and

Referred to the committee on that subject.

Mr. Whitehead presented three petitions, one from Mary Ann Leonard, one from L. Gregory, and one from Nicholas D. Van Bruskirk, severally praying to be divorced,

Which were read, and

Committed to Messrs. Whitehead, Rogers and Scull.

Mr. Hopper presented the petition of William C. Ackerman, praying a divorce,

Which was read, and

Referred to Messrs. Hopper, Whitekar and Thompson.

Mr. Crowell, with leave, presented a bill entitled,

"An act to authorise limited partnerships,

Which was read, and

Ordered to a second reading.

Mr. Whitehead, from the committee, reported a bill entitled,

"An act to confirm and make effectual a deed of conveyance from Ashbel W. Cory, Trustee under the will of Daniel Tichenor, deceased, to Gabriel Tichenor,

Which was read, and

Ordered to a second reading.

Mr. Whitehead, from the committee, reported a bill, entitled,

"An act to incorporate the Hibernian Provident Society of Newark,

Which was read, and

Ordered to a second reading.

Mr. Newcomb moved to reconsider the vote of yesterday, rejecting the bill entitled,

"An act to dissolve the marriage contract between Elizabeth Cole and John Cole, her husband,

And while under consideration,

Mr. Field desired the yeas and nays upon agreeing to the said motion,

And being ordered,

The said motion to re-consider, was agreed to by the following vote:



## YEAS,

Messrs. Ackerman,  
 Bryant,  
 Brotzman,  
 Burtis,  
 Crowell,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Greer,  
 Garrison,  
 Gifford,  
 Hopper,  
 Haight,  
 H. Hilliard,  
 I. Hilliard,  
 Hankinson,  
 Humphreys,  
 Hamilton,  
 Johnson,

Messrs. Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Muir,  
 Marshall,  
 McKee,  
 Newcomb,  
 Parsons,  
 Page,  
 Ross,  
 Ryall, (speaker,)  
 Runyon,  
 Rogers,  
 Scull,  
 Shay,  
 Sloan,  
 Smith,  
 Thompson,

Vandyke—39.

## NAYS,

Messrs. Biddle,  
 Breese,  
 Field,  
 Fish,  
 Hardenbergh,

Messrs. Hunt,  
 Kline,  
 Stiles,  
 Whitehead,  
 Whitekar—10.

A motion was then made to postpone the said bill,  
 Which motion was disagreed to,  
 And the said bill was called up on its final passage.  
 Upon the question,  
 Shall this bill pass?  
 It was decided in the affirmative as follows:

## YEAS,

Messrs. Bryant,  
 Brotzman,  
 Crowell,  
 Dickerson,  
 Flummerfelt,  
 Greer,  
 Garrison,  
 Gifford,  
 Hopper,  
 Haight,  
 H. Hilliard,  
 I. Hilliard,  
 Hankinson,  
 Humphreys,  
 Hamilton,

Messrs. Lydecker,  
 J. Lippincott,  
 S. B. Lippincott,  
 Muir,  
 Marshall,  
 M'Kee,  
 Parsons,  
 Page,  
 Ryall, (speaker,)  
 Runyon,  
 Rogers,  
 Shay,  
 Sloan,  
 Smith,  
 Vandyke—30.

## NAYS,

Messrs. Ackerman,  
 Biddle,  
 Breese,  
 Burtis,  
 Cooper,  
 Field,  
 Fish,  
 Hardenbergh,  
 Hunt,  
 Johnson,

Messrs. Kline,  
 Lindsley,  
 Newcomb,  
 Ross,  
 Scull,  
 Stewart,  
 Stiles,  
 Thompson,  
 Whitehead,  
 Whitekar—20.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, inform them of the passage thereof, and request their assent thereto.

House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

THURSDAY MORNING, JAN. 22, 1835.

*Ten o'clock the House met.*

Mr. Marshall presented a remonstrance against the Yardley-ville Bridge,

Which was read, and

Ordered to lie on the table.

Mr. Hamilton presented a petition from numerous citizens of the county of Sussex, praying a law to authorise Botanical Physicians to practice Physic and Surgery in the State of New Jersey,

Which was read, and

Referred to Messrs. Hamilton, H. Hilliard and Flummerfelt.

Mr. Lippincott, from the committee, reported a bill entitled,

"An act relative to the unincorporated religious and other associations of this State,"

Which was read,

Ordered to a second reading,

And to be printed:

The engrossed bill from Council to authorise the administrators of Robert R. Sheppard, deceased, to make a deed to Josiah M. Reeve, William I. Reeve, and Emmor Reeve, for real estate,

Was read, and

Upon motion,

Was referred to Messrs. Johnson, Marshall and Page.

The bill to divorce James Augus from his wife,

Which had been postponed,

Was called up,

On its second reading,

Considered and agreed to, and

Ordered to be engrossed for a third reading.

The act to divorce Thomas Plunket from his wife,

Was taken up,

Read and considered,

And the first and only section of the bill having been disagreed to, the same was

Ordered to be dismissed from the files of the House.

The supplement to the charter of the New Jersey Insurance Company,

Was taken up

On its second reading,

And while the first section was under consideration,

Mr. Whitehead moved an amendment to strike out all after the word "annuities," in the third line, to the end of the section,

And the yeas and nays being desired upon agreeing to the said amendment, and ordered, the said amendment was carried by the following vote:

### YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Brotzman,  
Breese,  
Burtis,  
Crowell,  
Cooper,  
Dickerson,  
Flummerfelt,  
Field,  
Fish,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
H. Hilliard,  
I. Hilliard,  
Hankinson,  
Hardenbergh,  
Humphreys,  
Hunt,  
Johnson,

Messrs. Kline,  
Lydecker,  
Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
McKee,  
Newcomb,  
Parsons,  
Page,  
Ross,  
Ryall, (speaker)  
Runyon,  
Rogers,  
Scull,  
Shay,  
Stewart,  
Sloan,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,  
Whitekar—48.



## NAYS,

Messrs. Hamilton and Marshall.

Upon motion of Mr. Muir,  
The further consideration of the said section,  
Was postponed.  
House adjourned to three o'clock, P. M.

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THURSDAY AFTERNOON, JANUARY 22, 1835.

*House met at three o'clock.*

Mr. Marshall presented a remonstrance against the passage of the bill to incorporate the Yardleyville Delaware Bridge Company,

Which was read, and

Ordered to lie on the table.

Mr. Burtis, from the committee, reported a bill to authorise trustees to sell certain real estate whereof Aaron Steward died seized,

Which was read, and

Ordered to a second reading,

Mr. Hardenbergh, from the committee, reported a bill to authorise a sale of certain real estate whereof Jacob Van Doren died seized,

Which was read, and

Ordered to a second reading.

Mr. Vandyke, from the committee to whom was re-committed the bill to authorise Obadiah Herbert and others to construct a rail road, and remove obstructions in South River,

Reported said bill,

With amendments,

Which were read, and the bill

Ordered to a second reading.

Mr. S. B. Lippincott, from the committee, reported a bill entitled,

“An act to divorce Thomas Schumo from his wife Rebecca,”

Which was read, and

Ordered to a second reading.

Mr. Johnson, from the committee to whom had been referred the bill from Council to confirm deed from the administrators of Robert R. Sheppard to Josiah M. Reeve and others,

Reported the same without amendment,

And the same was, thereupon,

Read, and

Ordered to a second reading,

The House resumed the consideration of the supplement to the act supplementary to the charter of the New Jersey Insurance Company,

And thereupon,

Mr. Bryant moved further to amend the same, so as to enable the said Company to purchase Bills of Exchange,

Which, after debate,

Was withdrawn,

And thereupon,

Mr. Whitehead offered the following amendment:

To insert after the end of the 4th section, the words,

“And that so much of the act to which this is a supplement, as relates to Fire and Marine Insurances, shall continue in force for thirty years from the passage thereof, and no longer;”

Upon which amendment,

The yeas and nays being desired and ordered,

The same was disagreed to by the following vote:

### YEAS,

Messrs. Breese,  
Crowell,  
Humphreys,  
Kline,  
Page,

Messrs. Ross,  
Smith,  
Vandyke,  
Whitehead,  
Whitekar—10.

## NAYS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Brotzman,  
 Burtis,  
 Cooper,  
 Dickrson,  
 Flummerfelt,  
 Field,  
 Fish,  
 Greer,  
 Garrison,  
 Gifford,  
 Hopper,  
 Haight,  
 H. Hilliard,  
 I. Hilliard,  
 Hankinson,

Messrs. Hardenburgh,  
 Hamilton,  
 Johnson,  
 Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Muir,  
 Marshall,  
 McKee,  
 Newcomb,  
 Parsons,  
 Rogers,  
 Scull,  
 Shay,  
 Stewart,  
 Sloan,  
 Stiles,

Thompson—37.

The said bill was then agreed to,

And ordered to be engrossed for a third reading.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council have passed the following bills from the House of Assembly:

“An act to enable the President and Directors of the Pater-son Bank, to settle the outstanding debts and credits of said bank, and for other purposes,”

“An act to amend an act entitled, an act to incorporate the Farmers and Mechanics Bank at New Brunswick,”

“An act for the relief of the heirs of Letitia Burroughs, deceased,”

Without amendment.

The act to incorporate the Yardleyville Bridge Company,  
 Was taken up, and

While under consideration,

Mr. Marshall presented a petition and remonstrance against its passage,

Which was read, and

Ordered to lie on the table.

The bill was then considered by sections, and

Agreed to.

Thereupon Mr. Muir moved to re-consider the vote given upon the ninth section,

Which was agreed to, and

The bill was then further postponed.

The House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

FRIDAY MORNING, Jan. 23, 1835.

*Ten o'clock the House met.*

Mr. H. Hilliard presented a petition from Floyd Smith and John Post, for a law to authorise the sale of real estate,

Which was read, and

Ordered to be committed to Messrs. H. Hilliard, Whitehead and Burtis.

Mr. Muir presented five petitions from the county of Morris, in favor of the passage of a bill before the House authorizing the removal of obstructions in the Passaic river,

Which were read, and

Referred to the Committee on that subject.

Mr. Ackerman offered the following resolution :

Resolved, That the door keeper cause two blinds to be purchased and put up in the windows in the rear of the Speaker's Chair, at the expense of the State,



Which was read, and

Agreed to.

Mr. H. Hilliard presented sundry petitions from the county of Morris, in favor of Botanical Physicians.

Which were read, and

Referred to the committee on that subject.

Mr. Hamilton presented a petition from citizens of the county of Sussex, in favor of some law regulating public auctions in this State.

Which was read and

Referred to Messrs. Hamilton, Ackerman and Field.

Mr. Dickerson, from the committee on that subject, reported a bill entitled,

“An act for the relief of the minor children of Edward Thebaud,

Which was read, and

Ordered to a second reading.

Mr. Biddle, from the committee, reported a bill to incorporate the Bordentown Water Company.

Mr. Siles, from the committee to whom had been referred the petition of citizens of New Jersey residing upon the route of the Bordentown and South Amboy Turnpike reported a preamble accompanied by the following resolution:

Resolved by the Council and General Assembly of this State, That the Attorney General be, and he is hereby directed and required to file an Information, in the nature of a quo warranto, in the Supreme Court of this State, or proceed by such other means as the law may require to determine, the question, whether the said Company have forfeited their charter, and if so forfeited, the same may be legally dissolved.

Which was read the first time, and

Ordered to be printed.

Mr. McKee, in the absence of Mr. Stewart, chairman of the committee to whom had been re-committed the bill relative to the Trenton and New Brunswick Turnpike Company, made the following

## REPORT:

The committee to whom was referred the bill entitled,  
 "An act to amend the charter of the Trenton and New Brunswick Turnpike Company," and that part of the memorial of the united Canal and Railroad Companies, which is a remonstrance against said bill, beg leave to REPORT:

That they have taken the subject referred to them into consideration, and have so altered and changed the bill as, in the opinion of the committee to obviate the objections which it is understood existed against its passage. The committee, in the bill herewith reported, have limited themselves to the granting of an increase of capital, with a right to remuneration for such increased capital, when expended, with such additional provisions and limitations as effectually to guard against any infringement of existing grants. In the form in which the committee now present the bill, they limit the grants to such facilities only as are indispensable to the preservation of the capital the Company have expended.

JOSEPH ROGERS,  
 WILLIAM M'KEE.

January 22, 1835.

Which was read, and

Ordered to lie on the table:

Which was accompanied by the bill entitled,

"An act to amend the charter of the Trenton and New Brunswick Turnpike company,"

Which was read, and

Ordered to a second reading.

Mr. Breese presented a remonstrance from citizens of New Jersey residing along the Straight Turnpike Road and near the same, against the passage of any law which should authorise the Trenton and New Brunswick Turnpike Company to lay rails or use locomotive engines.

Ordered, That the House proceed to the order of the day.

Whereupon, the House went into committee of the whole,

Mr. Muir in the Chair,  
 On the bill entitled,  
 "An act to amend the Judicial System of this State,"  
 And having concluded the consideration of the same,  
 And amended the same,  
 The Committee rose,  
 Reported the bill to the House as  
 Agreed to in Committee,  
 And the House having agreed to the report of the Committee,

Ordered, That the further consideration of the said bill be postponed.

The engrossed bill supplementary to the charter of the New Jersey Insurance Company,

Was taken up

On its second reading,

And having been three times read and compared,

Upon the question,

Shall this bill pass?

It was decided in the negative by the following vote:

### YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Crowell,  
 Dickerson,  
 Field,  
 Fish,  
 Greer,  
 Hopper,  
 H. Hilliard,  
 I. Hilliard,  
 Hankinson,

Messrs. Hardenbergh,  
 Hamilton,  
 Lydecker,  
 Lindsley,  
 Muir,  
 Marshall,  
 M'Kee,  
 Parsons,  
 Page,  
 Ryall, (speaker,)  
 Runyon,  
 Shay,

Stiles—25.

## NAYS,

Messrs. Brotzman,  
Breese,  
Burtis,  
Cooper,  
Flummerfelt,  
Garrison,  
Gifford,  
Haight,  
Humphreys,  
Hunt,  
Johnson,  
Kline,

Messrs. J. Lippincott,  
S. B. Lippincott,  
Newcomb,  
Ross,  
Rogers,  
Scull,  
Stewart,  
Smith,  
Thompson,  
Vandyke,  
Whitehead,  
Whitekar—24.

Whereupon Col. Muir moved the House that Mr. Sloan might be permitted to vote, having been out of his seat, but within the bar of the House at the time of the call of the House.

Which motion having been agreed to,

Ordered, That the vote of the House rejecting said bill be re-considered,

And the question again recurring,

Shall this bill pass?

It was decided in the affirmative as follows:

## YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Crowell,  
Dickerson,  
Field,  
Fish,  
Greer,

Messrs. Hopper,  
I. Hilliard,  
H. Hilliard,  
Hankinson,  
Hardenbergh,  
Hamilton,  
Lydecker,  
Lindsley,



Messrs. Muir,  
Marshall,  
McKee,  
Parsons,  
Page,

Messrs. Ryall, (speaker)  
Runyon,  
Shay,  
Sloan,  
Stiles—26.

### NAYS,

Messrs. Brotzman,  
Burtis,  
Breese,  
Cooper,  
Flummerfelt,  
Garrison,  
Gifford,  
Haight,  
Humphreys,  
Hunt,  
Johnson,  
Kline,

Messrs. J. Lippincott,  
S. B. Lippincott,  
Newcomb,  
Ross,  
Rogers,  
Scull,  
Stewart,  
Smith,  
Thompson,  
Vandyke,  
Whitehead,  
Whitekar—24.

Ordered, That the Speaker sign said bill, and that the Clerk carry the same to Council, inform Council of its passage, and request their concurrence therein.

The supplement to the act concerning Taxes,

Was taken up,

And while the first section was under consideration,

Ordered, That the same be re-committed :

Whereupon, on motion of Mr. Hankinson,

Messrs. Field and Marshall were added to the committee.

House adjourned to 3 o'clock, P. M.

FRIDAY AFTERNOON, JAN. 23, 1835.

*Three o'clock the House met.*

Mr. Stewart, Chairman of the Committee to whom had been re-committed the act relative to the Trenton and New Brunswick Turnpike Company, submitted to the House the following report of the minority of the committee:

## R E P O R T .

The minority of the committee to whom was referred the bill entitled, "An act relative to the Trenton and New Brunswick Turnpike Company," ask leave to offer a counter report, with the following amendment to the bill, viz:

*"Provided always,* That it shall not be lawful for the said Trenton and New Brunswick Turnpike Company, or any other person or persons, to lay rails of stone, iron, wood, or any other material on the said road, or to use locomotive engines, or carriages propelled by steam, on said road."

The object which the minority of your committee has in view, in the amendment, is to prevent, in the first place, any misinterpretation of the intention of the Legislature, in granting the additional powers and privileges conferred by this act. To secure, in the second place, to the people of the section of country through which this road passes, their right to use it as a public highway, in the manner and for all the purposes for which it was originally intended, and has been used ever since its construction. And in the third place, to preserve inviolate, sacred, and unimpaired, the *faith*, the *integrity*, and the *revenues* of the state, by a strict adherence to that system of policy which has laid at the foundation of our Internal Improvements, *the principle of protection as a means of revenue.*

The solemn pledge of the people has not only been passed, by the act of a former Legislature, to the Delaware and Raritan Canal

Companies, guaranteeing them a protection against ruinous competition, but that pledge has been made the source of a revenue to the State, already sufficient to pay, annually, all the ordinary expenses of the government, and falling little short of the interest on a million of dollars.

As the guardians of the *honor* and the *interests* of the people of New Jersey, the minority of your committee are confident the Legislature will not consent to sacrifice the one, or destroy the other. And without entering, at length, into the discussion of the existing policy of the State, and the importance of maintaining it as it is, the minority of your committee is of opinion—

1. That the right of way across New Jersey, is a franchise unquestionably belonging to the state in her sovereign capacity, and all her citizens have a right to the revenues which may be derived from it upon terms of equality—that, therefore, it has properly been made productive of an income, and that income is properly applied to the benefit of the whole people—as well those remote, as those adjacent to the line of travel.

2. That the right of way having been rented, for a term of years, to the Rail Road and Canal Companies—and the proceeds having been received to the amount of \$73,000 already in the public treasury, and expended under the direction of the Legislature—the contract ought to be adhered to until the expiration of the lease.

3. That as the right has been reserved to the State to take the Rail Road in thirty, and the Canal in fifty years, a portion of the revenue secured from them, might be judiciously invested annually, for the purpose of enabling the State to meet the conditions upon which the surrender of these charters is to be made, and these incorporations finally extinguished.

4. That in the mean time no other Rail Road or Canal privileges, upon the same route, should be granted, because it would not only greatly diminish, if not totally destroy the revenues the State is deriving from the Joint Company, but would, by reducing the value of the Canal and Rail Road, in all probability prevent the State from taking them at the end of their terms, and thus perpetuate for ever the existence of this great corporation among us.

5. That it would be an unsafe and hazardous experiment for the state to embark in the construction of a rival Rail Road—Because, while she would thereby forfeit the revenue now secured to the people, she would be obliged to contract a large public debt, and

thus, instead of having a revenue sufficient to relieve the people from all taxation, she would be obliged to resort to heavy additional taxes, to pay the interest upon her debts.

6. That no Rail Road privileges ought to be granted to any other Company, upon the route between Philadelphia and New York—Because, as Rail Roads are, in their very character, *exclusive*, such a grant would be *multiplying monopolies*, on the one hand—while, on the other, it destroyed for ever the means of relieving the State from them hereafter, by purchasing their improvements, reassuming their delegated powers, and putting an end to their existence.

7. That the minority of your committee cannot advise, or assent, to any course which would subject the State, and the people, to this loss of revenue—to the necessity of refunding the \$73,000 which has been already received and expended—and to heavy claims for damages from the Joint Canal and Rail Road Companies—all which must be the consequence of authorising directly, or by implication, the Trenton and New Brunswick Turnpike Company, or any other, to construct a rival Rail Road between Philadelphia and New York.

But the minority of your committee is disposed to afford any reasonable Legislative aid to the present applicants, to enable them to improve their turnpike, either by McAdamizing the same, or by any mode which will be beneficial to the Company and the public—and not destructive of its character as a public highway or turnpike—or in violation of the existing policy of the State as settled by former Legislatures. And the minority of your committee trusts the bill, with the amendment herewith submitted, may receive the sanction of the House.

WM. D. STEWART,  
Chairman of Committee,

Which was read, and  
Ordered to lie on the table.

The Speaker laid before the House, by request, a communication from Woodbridge, in the county of Essex, accompanied by the proceedings of a public meeting lately held at that place, in favour of the application now pending before the Legislature, by the Trenton and New Brunswick Turnpike Company,

Which were read, and  
Ordered to lie on the table.



Mr Breese presented a petition of numerous citizens of Somerset and Middlesex on the same subject,

Which was read, and

Ordered to lie on the table.

Mr. Breese presented the petition of Ann M. Schenck for a divorce from her husband,

Which was read, and

Ordered to be referred to Messrs. Breese, Cooper and Hunt.

Mr. H. Hilliard, from the committee on that subject, reported a bill to authorise a sale of certain real estate of John Post, deceased,

Which was read, and

Ordered to a second reading,

Mr. Haight, from the committee on that subject, reported a supplement to the act concerning roads, passed the 9th day of February, A. D. 1818.

The engrossed bill entitled, "An act to divorce James August from his wife, Ann August,"

Was taken up,

On its third reading,

And having been three times read and compared,

Upon the question,

Shall this bill pass?

It was decided in the negative as follows:

## YEAS,

Messrs. Ackerman,  
Bryant,  
Brotzman,  
Dickerson,  
Flummerick,  
Hopper,  
Haight,  
H. Hilliard,  
Hankinson,  
Humphreys,  
Hamilton,  
Johnson,

Messrs. Lydecker,  
Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
McKee,  
Parsons,  
Ryall, (speaker,)  
Runyon,  
Rogers,  
Shay,  
Sloan,  
Smith,

Whitehead—25.

## NAYS,

Messrs. Biddle,  
Breese,  
Burtis,  
Crowell,  
Cooper,  
Field,  
Fish,  
Greer,  
Garrison,  
Gifford,  
I. Hilliard,  
Hardenbergh,

Messrs. Hunt,  
Kline,  
Muir,  
Marshall,  
Newcomb,  
Page,  
Ross,  
Sculi,  
Stewart,  
Stiles,  
Thompson,  
Vandyke,

Whitekar—25.

Ordered, That the same be dismissed from the files of the House.

The Speaker laid before the House the memorial and remonstrance of Rebecca Schumo against the divorce prayed for by her husband, Thomas Schumo,

Which was read, and

Laid on the table.

The consideration of the act to incorporate the Yardleyville Delaware Bridge Company,

Was resumed,

And the ninth section being under consideration, the same was

Agreed to, and

The bill having been agreed to,

Was ordered to be engrossed for a third reading.

The act to divorce Catharine Delamater,

Was taken up,

On the second reading,

And the same having been considered and agreed to,

Was ordered to be engrossed for a third reading.

The act to divorce Jesse C. Davisson,

Was taken up,

On its second reading,

And the first and only section having been amended, and agreed to,

Was ordered to be engrossed for a third reading.

The act to authorise the sale of wood and timber on the estate of the late Henry Remson, of the county of Monmouth,

Was taken up,

On its second reading,

And while under consideration,

Was ordered to be re-committed.

The Speaker announced to the House the necessity of his absence for a few days, and the same was granted by the House unanimously.

The House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

SATURDAY MORNING, JAN. 24, 1835.

*Ten o'clock the House met.*

The Speaker having requested and obtained leave of absence for a few days, Cornelius L. Hardenbergh, Esq. of Somerset, was unanimously chosen Speaker pro. tem.

Mr. Thompson offered the following resolution:

Resolved, That this House will rise on Thursday, the 10th day of February next,

Which was read, and

Ordered to lie on the table.

Mr. Parsons presented a remonstrance of sundry citizens of Essex, against the passage of a law to authorise the removal of obstructions in the Passaic river at or near Little Falls,

Which was read, and

Referred to the committee on that subject.

The act to sell the Government House and lot,

Was taken up,

On its second reading,

And while under consideration,  
Was ordered to be postponed.

The act to authorise a new township to be set off in the  
county of Burlington, to be called the township of Jackson,  
Was taken up

On its second reading, and  
While under consideration,

Mr. I. Hilliard moved to postpone the same until the next  
session of the Legislature,

Which motion having been subsequently withdrawn,  
The said bill was indefinitely postponed.

Mr. Marshall moved a re-consideration of the vote dismissing  
the bill entitled,

“An act to divorce James August,”

And to reinstate the same upon the files of the House,  
Which was agreed to by a vote of two-thirds,  
And thereupon,

Mr. Muir moved a reconsideration of the vote on the final  
passage of said bill,

And the said motion having been agreed to,  
The said bill was called on its final passage, and  
Upon the question.

Shall this bill pass ?

It was decided in the affirmative as follows :

### YEAS,

Messrs. Ackerman,  
Bryant,  
Brotzman,  
Crowell,  
Dickerson,  
Flummerfelt,  
Fish,  
Gifford,  
Hopper,  
H. Hilliard,  
I. Hilliard,  
Hankinson,  
Humphreys,  
Hamilton,  
Johnson,

Messrs. Lydecker,  
Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,  
M'Kee,  
Parsons,  
Page,  
Runyon,  
Rogers,  
Shay,  
Sloan,  
Smith,  
Thompson,

Whitehead—31.



## NAYS,

Messrs. Biddle,  
Breese,  
Burtis,  
Cooper,  
Greer,  
Garrison,  
Hardenbergh,

Messrs. Hunt,  
Kline,  
Newcomb,  
Ross,  
Scull,  
Stewart,  
Vandyke—14.

The act for the relief of the heirs of Gideon Gould,  
Was taken up,  
On its second reading,  
And the same having been read by sections,  
Considered and agreed to,  
Was ordered to be engrossed for a third reading.  
The act to authorise the chosen Freeholders of Essex and  
Morris to build a bridge across the Passaic at Acquacknonk,  
Was taken up,  
On its second reading,  
And the same having been considered by sections, and  
Agreed to,  
Was ordered to be engrossed for a third reading.  
The act to incorporate the Morris and Essex Rail Road  
Company,  
Was taken up,  
Read by sections,  
Considered and agreed to, and  
Ordered to be engrossed for a third reading.  
The House adjourned to 10 o'clock on Monday morning.

## HOUSE OF ASSEMBLY,

MONDAY MORNING, JAN. 26, 1835,

*House met at 10 o'clock.*

Mr. Ackerman presented the petition of Elizabeth Taylor, praying a law to convey to her the right to certain lands in the county of Bergen, which have escheated to the State of New Jersey,

Which was read, and

Ordered to be referred to Messrs. Ackerman, Ross, and H. Hilliard.

Mr. Cooper presented a petition from the owners and possessors of Crummel Meadow, for the appointment of Commissioners to survey the same, and lay out banks, &c.

Which was read, and

Referred to Messrs. Cooper, Page and Johnson.

Mr. Whitehead, from the committee on that subject, reported a bill entitled,

"An act to authorise the enclosure of a tract of woodland at Caldwell, in the county of Essex,

Which was read by its title, and

Ordered to a second reading,

Mr. Parsons, from the committee on that subject, reported a bill entitled,

"A supplement to the act entitled, an act for suppressing vice and immorality, passed the sixteenth of March, A. D. 1798,

Which was read, and

Ordered to a second reading,

And to be printed.

Mr. Breese reported a bill from the committee to divorce Ann W. Schenck from her husband, Abraham S. Schenck,"

Which was read, and

Ordered to a second reading,

Mr. Hopper reported a bill supplementary to an act to incorporate Religious Societies,

Which was read, and

Ordered to a second reading,

And to be printed.

Ordered, That No. 13 of unfinished business, being "An act to incorporate the Morris and Sussex Manufacturing Company,

Be referred to Messrs. Hamilton, Fish and Flummerfelt.

The engrossed bill for the relief of the heirs of Gideon Gould, deceased,

Having been read three times and compared,

And upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the same, that the clerk carry the same to Council, inform them of its passage in this House, and request their concurrence.

The act to divorce Martha Bishop from her husband, Joel Bishop,

Was read, and

And agreed to, and

Ordered to be engrossed for a third reading.

The act to confirm and make valid a deed from Ashbel W. Cory to Gabriel Tichenor,

Was read and agreed to, and

Ordered to be engrossed for a third reading.

The act to incorporate the Hibernian Provident Society of Newark,

Was read, considered by sections,

And ordered to be engrossed for a third reading.

The engrossed bill from Council to authorise the administrators of Robert R. Sheppard, to make deed to Josiah M. Reeve, William F. Reeve, and Emmor Reeve, of the county of Salem,

Was read and agreed to, and

Ordered to a third reading.

The act for the sale of the real estate of Jacob Van Doren, late of the county of Somerset, deceased,

Was taken up,

Considered by sections, and agreed to, and

Ordered to be engrossed for a third reading.

The act to authorise Obadiah Herbert to construct a rail road and improve the navigation of South River, in the county of Middlesex,

Was taken up,

Considered by sections,

And while under consideration,

Mr. Vandyke presented to the House the petition of sundry citizens of the county of Middlesex, in favour of said bill,

Which was read, and

Ordered to lie on the table.

And while the eighth and last section of the bill was under consideration, the same was postponed.

House adjourned to 3 o'clock, P. M.

MONDAY AFTERNOON, JAN. 26, 1835.

*Three o'clock the House met.*

Mr. Whitekar presented a petition from sundry citizens of the county of Cumberland, praying a law giving to mechanics a lien on buildings, &c.

Which was read, and

Referred to Messrs. Whitekar, Humphreys and Biddle.

Mr. Parsons presented a petition from Sarah Blair, praying to be divorced from her husband,

Which was read, and

Referred to Messrs. Parsons, Scull and Stiles.

Mr. Muir, from the committee on that subject, reported an act to provide for the removal of obstructions in the Passaic river at or near Little Falls,

Which was read, and

Ordered to a second reading.

Mr. Hamilton, from the committee on that subject, reported a bill entitled,

“An act regulating the practice of Medicine upon Botanic principles,”

Which was read,

Ordered to a second reading,

And to be printed.

The engrossed bill entitled,

“An act to incorporate the Morris and Essex Rail Road Company,”

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously:

The engrossed bill entitled,

“An act to authorise the boards of chosen freeholders of the counties of Essex and Morris to build a bridge over the Passaic river at Acquanknonk,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.



The engrossed bill entitled,

“An act to divorce Catharine Delamater and Isaac A. Delamater,”

Was read three times and compared, and

On the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

### YEAS,

Messrs. Brotzman,  
Crowell,  
Cooper,  
Dickerson,  
Flummerfelt,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
H. Hilliard,  
I. Hilliard,  
Hankinson,  
Humphreys,  
Hamilton,  
Hunt,

Messrs. Johnson,  
Lydecker,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,  
M’Kee,  
Newcomb,  
Parsons,  
Page,  
Runyon,  
Rogers,  
Shay,  
Sloan,  
Smith—30.

### NAYS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Breese,  
Burtis,  
Fish,  
Hardenbergh,  
Kline,

Messrs. Lindsley,  
Ross,  
Scull,  
Stiles,  
Stewart,  
Vandyke,  
Whitehead,  
Whitekar—16.

Ordered, That Clerk carry said bills to Council, inform them of their passage, and request their assent to the same.

The act for the relief of the infant children of Edward Thebaud,

Was read,

Considered by sections, and

Agreed to, and

Ordered to be engrossed for a third reading.

Mr. Hankinson, with leave, called up the bill entitled,

“An act to sell the Government House and Lot,”

And thereupon the same,

On his motion,

Was ordered to be re-committed.

The act to sell certain real estate of John Post,

Was read,

Considered by sections,

Agreed to, and

Ordered to be engrossed for a third reading.

A message from Council informed the House of Assembly that Council had passed a bill to prevent the circulation of small notes for the payment of money, to which they ask the assent of the House :

And that Council have disagreed to the bill from the House, entitled,

“A further supplement to an act entitled, An act concerning slaves,”

And return the same.

The act to prevent the circulation of small notes for the payment of money,

Was thereupon read, and

Referred to the committee heretofore appointed by the House, on that subject.

House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

TUESDAY MORNING, JAN. 27, 1835.

*Ten o'clock the House met.*

Mr. Whitehead presented a remonstrance from Thomas Cochran against the passage of a law now pending before the Legislature for the removal of obstructions in the Passaic River, at or near Little Falls,

Which was read, and  
Ordered to lie on the table.

Mr. Bryant presented a petition from the citizens of Elizabeth-Town praying authority to erect a Draw Bridge over the creek running through that place,

Which was read, and

Referred to Messrs. Bryant, Crowell and Muir.

Ordered, That No. 25, of unfinished business, being,

“An act to authorise a further extension of the Elizabeth-Town and Somerville Rail Road,”

Be referred to Messrs. Brotzman, Marshall and Greer.

Mr. Parsons, from the committee on that subject, reported a bill to divorce Sarah Blair from her husband, Robert Blair, of the county of Essex,

Which was read, and

Ordered to a second reading.

The engrossed bill for the relief of the infant children of Edward Thebaud,

Was read three times,

And compared,

And upon the question,

Shall this bill pass?

It was decided in the affirmative as follows:

## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Brotzman,  
 Breese,  
 Burtis,  
 Crowell,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Field,  
 Fish,  
 Greer,  
 Garrison,  
 Hopper,  
 Haight,  
 H. Hilliard,  
 I. Hilliard,  
 Hankinson,  
 Hardenbergh,  
 Humphreys,  
 Hunt,

Messrs. Johnson,  
 Kline,  
 Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Muir,  
 Marshall,  
 Newcomb,  
 Parsons,  
 Page,  
 Runyon,  
 Rogers,  
 Scull,  
 Shay,  
 Stewart,  
 Sloan,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitekar—44.

## NAYS,

Messrs. Ross and Whitehead—2.

The engrossed bill to confirm and make effectual a deed from Ashbel W. Cory to Gabriel Tichenor,

Having been read three times and compared,

On the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The engrossed bill from Council to authorise the administrators of Robert R. Sheppard, to make deed to Josiah M. Reeve,

William F. Reeve, and Emmor Reeve, of the county of Salem,

Having been read three times,

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.



Ordered, That the Speaker sign the said bills, that the Clerk carry the same to Council, inform them of their passage, and request their assent to the same.

The engrossed bill to incorporate the Hibernian Provident Society of Newark,

Was taken up,

And having been read three times and compared,

Upon the question,

Shall this bill pass?

It was decided in the negative by the following vote:

### YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Burtis,  
Dickerson,  
Flummerfelt,  
Fish,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
H. Hilliard,

Messrs. I. Hilliard,  
Hankinson,  
Kline,  
Muir,  
Marshall,  
Parsons,  
Page,  
Shay,  
Sloan,  
Smith,  
Vandyke,  
Whitekar—24.

### NAYS,

Messrs. Brotzman,  
Breese,  
Crowell,  
Cooper,  
Field,  
Haight,  
Hardenburgh,  
Humphreys,  
Hunt,  
Johnson,  
Lydecker,

Messrs. Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
Newcomb,  
Ross,  
Runyon,  
Rogers,  
Scull,  
Stewart,  
Stiles,  
Thompson—22.

A message from Council, by Mr. Westcott, their Secretary, informed the House that Council had passed a bill entitled,

“An act to authorise a trustee therein named, to sell a part of the real estate late of Abraham Creque, deceased, to which they ask the consent of the House of Assembly.

Which bill was read, and

Referred to Messrs. Marshall, Stewart and Parsons.

The supplement to the act to prevent vice and immorality,

Was taken up,

Read by sections,

Considered, and while the sixth and last section was under consideration,

The same was ordered to be postponed.

House adjourned to three o'clock, P. M.

TUESDAY AFTERNOON, JAN. 27, 1835.

*Three o'clock the House met.*

Mr. S. B. Lippincott, from the committee on the petition of the owners and possessors of the meadows near Woodbury Dam, made the following Report:

The committee to whom the subject of Woodbury creek, in the county of Gloucester, was referred, beg leave to report: They have taken the subject into their serious deliberation, and do agree to report—they conceive it inexpedient to Legislate any further, and recommend the petitioners have leave to withdraw their documents and papers relative to the same.

S. B. LIPPINCOTT, Chairman.

Which was read, and agreed to.

Mr. Haight presented the following resolution:

Resolved, That a special committee be appointed to inquire whether any, and if any, what alterations are necessary in the act entitled, "An act to prevent horse racing, passed February 15, 1811, with leave to report by bill or otherwise,"

Which were read, and

Referred to Messrs. Haight, Ackerman and Dickerson.

Mr. Stiles from the committee to whom had been re-committed the bill to authorise the sale of certain real estate of David Woolman, dec.

Reported the said bill,

With amendments,

Which was read, and

Ordered to stand on a second reading.

The engrossed bill to sell certain real estate, whereof Jacob Van Doren died seized,

Was taken up,

And having been three times read and compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote :

# YEAS,

Messrs. Ackerman,

Biddle,

Bryant,

Brotzman,

Breese,

Burtis,

Cooper,

Flummerfelt,

Field,

Fish,

Greer,

Garrison,

Hopper,

Haight,

H. Hilliard,

I. Hilliard,

Hankinson,

Hardenbergh,

Messrs. Humphreys,

Hunt,

Johnson,

Kline,

Lydecker,

Lindsley,

J. Lippincott,

S. B. Lippincott,

Muir,

Marshall,

Newcomb,

Parsons,

Page,

Ross,

Runyon,

Rogers,

Scull,

Shay,

Messrs. Stewart,  
Sloan,  
Smith,

Messrs. Stiles,  
Thompson,  
Vandyke,

Whitekar—43.

## NAYS,

Messrs. Gifford, McKee, and Whitehead—3.

The engrossed bill entitled,  
“An act to incorporate the Yardleyville Delaware Bridge  
Company,”

Was taken up

And having been three times read and compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

## YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Brotzman,  
Breese,  
Burtis,  
Crowell,  
Cooper,  
Dickerson,  
Flummerfelt,

Messrs. Field,  
Fish,  
Hopper,  
Haight,  
H. Hilliard,  
I. Hilliard,  
Hankinson,  
Hardenbergh,  
Humphreys,  
Johnson,



Messrs. Kline,  
Lydecker,  
S. B. Lippincott,  
McKee,  
Newcomb,  
Parsons,  
Page,  
Ross,

Messrs. Runyon,  
Roges,  
Shay,  
Stewart,  
Sloan,  
Smith,  
Vandyke,  
Whitehead.

Whitekar—37.

### NAYS,

Messrs. Greer,  
Garrison,  
Gifford,  
Hunt,  
Lindsley,

Messrs. J. Lippincott,  
Muir,  
Marshall,  
Scull,  
Stiles,

Thompson—11.

Ordered, That the Speaker sign the said bills, that Clerk carry the same to Council, inform Council of their passage, and request their assent to the same.

The bill to divorce Ann Frost, of the county of Salem, from her husband, Franklin B. Frost,

Was read, and

Agreed to, and

Ordered to be engrossed for a third reading.

The act to divorce Joseph Nesbit, the county of Morris,

Was read, and

Agreed to, and

Ordered to be engrossed for a third reading.

The act to incorporate the Wading River Manufacturing and Canal Company,

Was read by sections,

Considered, and

While under consideration,

Was ordered to be postponed.

The act to authorise limited partnerships,  
 Was read,  
 Considered by sections,  
 And while the title of said bill was under consideration,  
 Was ordered to be postponed.  
 The House adjourned to 10 o'clock to-morrow morning.

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## HOUSE OF ASSEMBLY.

WEDNESDAY MORNING, JAN. 28, 1835.

*Ten o'clock the House met.*

Mr Lydecker presented a petition from owners of Woodland, in the county of Bergen, praying a supplement to an act passed at the last session of the Legislature, for the enclosure of the said tract of ground,

Which was read and

Referred to Messrs. Lydecker, Lindsley and Hankinson.

Mr. Hopper presented a remonstrance against the passage of the said law,

Which was read, and

Referred to the same committee.

Mr. Vandyke presented the memorial and remonstrance of the President and Directors of the Bordentown and South Amboy Turnpike Company, against any legislation in relation to the said Turnpike, or any authority to file information against their said Company,

Which was read, and

Upon motion of Mr. Stiles,

The Report of the committee on that subject, with the resolution now pending before the House of Assembly, and the said memorial, be

Committed to the committee on that subject ;  
 And upon moton,  
 Two additional members were added to said committee,  
 viz:  
 Messrs. Haight and Cooper.

Mr. Hankinson from the committee to whom had been re-  
 committed the bill to authorise the sale of the Government  
 House and Lot,  
 Reported the same with amendments,  
 Read, and  
 Ordered to stand on a second reading,  
 And to be printed.

Mr. Whitehead presented a petition from citizens of New-  
 ark in favor of the passage of a law to authorise limited part-  
 nerships,  
 Which was read, and  
 Ordered to lie on the table.

Mr. Whitehead, from the committee, reported two bills—  
 one to Divorce Nicholas D. Vanburskirk, and an act to divorce  
 Mary Ann Leonard,  
 Which were read, and severally  
 Ordered to a second reading;  
 And upon motion of Mr. Whitehead,  
 The printing of said bills was dispensed with.

Mr. Whitehead, from the committee on that subject, re-  
 ported a bill to compensate the services of Stephen H.  
 Lutkins,  
 Which was read, and  
 Ordered to a second reading,  
 And to be printed.

Mr. Hepper, from the committee, reported an act to di-  
 vorce William C. Ackerson,  
 Which was read, and  
 Ordered to a second reading.

Mr. Brotzman, from the committee, reported a bill supple-  
 mentary to the act to extend the Elizabeth-Town and Somer-  
 ville Rail Road,  
 Which was read, and  
 Ordered to a second reading.  
 Mr. Whitekar, from the committee on that subject, reported

a bill to secure to mechanics of the county of Cumberland a  
 lien upon buildings erected by them,  
 Which was read, and  
 Ordered to a second reading.

Mr. Hopper, from the committee on that subject, reported  
 a bill to appoint Trustee to sell the real estate of James J.  
 Post, of the county of Bergen,  
 Which was read, and  
 Ordered to a second reading.

Mr. Hight moved to re-consider the vote of yesterday, by  
 which the act to incorporate the Hibernian Provident Society  
 of Newark was rejected,  
 And the said motion having been agreed to,  
 The said bill was again called upon its final passage,  
 And upon the question,  
 Shall this bill pass?  
 It was decided in the affirmative as follows :

## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Burtis,  
 Crowell,  
 Dickerson,  
 Flummerfelt,  
 Fish,  
 Greer,  
 Garrison,  
 Gifford,  
 Hopper,  
 Haight,  
 H. Hilliard,  
 I. Hilliard,  
 Hankinson,  
 Humphreys,

Messrs. Johnson,  
 Kline,  
 Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Muir,  
 Marshall,  
 M'Kee,  
 Parsons,  
 Page,  
 Runyon,  
 Shay,  
 Sloan,  
 Smith,  
 Stiles  
 Vandyke,

Whitehead—35.



## NAYS,

Messrs. Brotzman,  
Breese,  
Cooper,  
Hardenbergh,  
Hunt,

Messrs. Newcomb,  
Rogers,  
Scull,  
Stewart,  
Thompson,

Whitekar—11.

The engrossed bill to divorce Jesse C. Davisson from his wife,

Was taken up,  
And the same having been read three times,  
And compared,  
Upon the question,  
Shall this bill pass?

It was decided in the negative as follows:

## YEA,

Mr. Lindsley—1.

## NAYS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Brotzman,  
Breese,  
Burtis,  
Crowell,  
Cooper,  
Dickerson,

Messrs. Flummerfelt,  
Field,  
Fish,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
H. Hilliard,

Messrs. I. Hilliard,  
 Hankinson,  
 Hardenbergh,  
 Humphreys,  
 Hunt,  
 Johnson,  
 Kline,  
 Lydecker,  
 J. Lippincott,  
 S. B. Lippincott,  
 Muir,  
 Marshall,  
 M'Kee,

Messrs. Newcomb,  
 Parsons,  
 Page,  
 Runyon,  
 Rogers,  
 Scull,  
 Shay,  
 Stewart,  
 Sloan,  
 Smith,  
 Stiles,  
 Vandyke,  
 Whitehead,

Whitekar—45.

Whereupon, Mr. Marshall moved a re-consideration of the said vote, in order to enable Mr. Lindsley, of Morris, to record his vote in the negative, and the said motion having been agreed to, and a call of the name of Mr. Lindsley having been made, he again voted in the affirmative,

The said bill was thereupon,

Dismissed from the files of the House.

The engrossed bill to divorce Ann Frost from her husband, Franklin B. Frost,

Having been three times read and compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

### YEAS,

Messrs. Bryant,  
 Brotzman,  
 Breese,  
 Burtis,  
 Crowell,  
 Cooper,  
 Dickerson,  
 Flummerfelt,

Messrs. Fish,  
 Garrison,  
 Hopper,  
 H. Hilliard,  
 I. Hilliard,  
 Hankinson,  
 Humphreys,  
 Hunt,

Messrs. Johnson,  
Kline,  
Lydecker,  
Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Parsons,  
Page,

Messrs. Runyon,  
Rogers,  
Scull,  
Shay,  
Sloan,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,  
Whitekar—38.

### NAYS,

Messrs. Ackerman,  
Gifford,

Messrs. Hardenbergh,  
Biddle,

Stewart—5.

The act to authorise Floyd Smith and others to sell real estate,

Was ordered to be re-engrossed.

The act relative to unincorporated Religious and other Societies,

Was taken up,

On its second reading, and

While under consideration,

Was ordered to be re-committed.

The act for the sale of the real estate of Aaron Steward,

Was read,

Considered by sections, and

Ordered to be engrossed for a third reading.

The act to divorce Thomas Schumo from his wife,

Was called up, and

Postponed until Thursday, the 5th day of February.

The act to incorporate the Bordentown Water Company,

Was taken up,

Considered by sections, and

Ordered to be engrossed for a third reading.

House adjourned to 3 o'clock, P. M.

WEDNESDAY AFTERNOON, JAN. 28, 1835.

*House met at three o'clock.*

Mr. Biddle presented petition from the citizens of the county of Burlington, praying a law restraining the circulation of small bank notes,

Which was read, and

Referred to the committee on that subject.

the Crummer from the committee, reported a bill relative to cester, of Glou-

Which was read, and

Ordered to a second reading.

Mr. Burtis presented the petition of Abigail Ely, for a divorce.

Which was read, and

Referred to Messrs. Burtis, Scull and J. Lippincott.

Mr. Gifford, from the committee to whom was recommitted the act to authorise the sale of timber on the real estate of Henry Remson, deceased, reported the same,

With amendments,

Which were read, and

And the said bill ordered to stand on its second reading.

Mr. Field, from the committee to whom was referred the bill from council, relative to the circulation of small notes,

Reported the same to the House with the following amendments:

Section I. Strike out of the first section, the words, "from and after the fourth day of July next," wherever the same may occur, and add the following proviso at the end of the section: Provided, that this act shall not take effect until the issuing and circulation of all notes of a less denomination than five dollars, shall have been prohibited by a law of the State of New York.

Sect. VII. Strike out, in the 7th line, after the word "published," to the end of the section, and insert the following: "immediately after the passage of a law of the State of New York, prohibiting the issuing and circulation of all notes of a



less denomination than five dollars, in at least one newspaper in each county in which a newspaper may be published, and continued therein four weeks successively, once in each week."

Which were read, and  
Together with the said bill,  
Were ordered to lie on the table:

Mr. Marshall, from the committee to whom had been referred the bill from Council for the sale of the real estate of Abram Creque, deceased,

Reported the same, with the following amendment:

In section 2 d, line 12th, after the word "attain," to insert the words "the age,"

Which amendment  
Was read, and agreed to,  
And the said bill on reading.

Mr. Smith, with leave, presented a petition from citizens of the township of Clinton, in the county of Essex, complaining of the manner in which said township was set off, and praying relief,

Which was read, and  
Referred to Messrs. Smith, Lindsley and Ackerman.

Mr. S. B. Lippincott laid before the House the testimony taken for Rebecca Schumo, to sustain her remonstrance against the divorce prayed for by her husband,

Which was ordered to lie on the table.

On motion of Mr. Marshall,

The House agreed to re-consider the vote of this morning, fixing the period for hearing the divorce case of Thomas Schumo, and thereupon it was

Ordered, that the bill to divorce Thomas Schumo, together with all the documents relating to the same,

Be re-committed.

The act to divorce Ann W. Schenck from her husband, Abraham S. Schenck,

Was called up,  
Read and considered,  
And the first section was disagreed to,  
And the House having refused to reconsider the same,  
On motion of Mr. Muir,  
The said bill was dismissed from the files of the House.

The bill to incorporate the Bordentown Water Company,  
 which had been ordered to be engrossed,  
 Was with leave, called up, and thereupon,  
 On motion of Mr. Bryant,  
 The said bill was re-considered,  
 And the same having been amended,  
 Was, thereupon,  
 Ordered to be engrossed for a third reading.

A message from Council by Mr. Westcott, their Secretary,  
 informed the House of Assembly that Council had passed  
 the bill from the House, entitled,

“An act to incorporate the Morris and Essex Rail Road  
 Company,”

With sundry amendments, to which they ask the concur-  
 rence of the House of Assembly,

And the said amendments having been read,  
 Were severally agreed up, and the said bill was  
 Ordered to be re-engrossed.

The act to incorporate the Wading River Manufacturing and  
 Canal Company,

Was with leave called up,  
 And the sixth section being under consideration,  
 The same was amended,  
 And thereupon, the said bill was  
 Ordered to be engrossed for a third reading.

The act to authorise Floyd Smith, John P. Douglass, and  
 John I. Post, to sell certain real estate,

Was taken up,  
 And the same having been read three times and compared,  
 Upon the question,  
 Shall this bill pass?

It was decided in the affirmative unanimously.

House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

THURSDAY MORNING, Jan. 29, 1835.

*Ten o'clock the House met.*

Ordered, on motion of Mr. Runyon, that the papers of Ann W. Schenck upon her application for a divorce, be withdrawn.

Mr. S. B. Lippincott presented a petition from citizens of the County of Gloucester, in favour of the passage of a law to prevent the circulation of small notes in this state.

Mr. S. B. Lippincott, from the committee to whom was re-committed the bill relative to unincorporated religious and other societies in this state,

Reported the same with amendments,

Which were read, and

Ordered to lie on the table.

And thereupon, the said bill, with the amendments,

Was ordered to be printed.

Mr. Hankinson presented the petition of Joseph Carling, for a divorce from his wife,

Which was read, and

Referred to Messrs. Hankinson, McKee and Runyon.

Mr. Lydecker, from the committee, reported a supplement to the act to authorise the enclosure of certain woodland in Bergen county,

Which was read, and

Ordered to a second reading.

Mr. Sloan, from the committee to whom was referred the Criminal code, reported by bill,

"An act for the regulation of Jails," and

"An act for the regulation and government of the State Penitentiary,"

Which bills were read, and

Severally ordered to a second reading.

Mr. Muir, from the committee appointed to inquire into the necessity of a further appropriation for, and other matters con-

nected with the new State Penitentiary, offered the following resolution:

Resolved, That the committee appointed on the new Penitentiary, be instructed to proceed to Philadelphia to make inquiry as to the mode of confining prisoners in solitary confinement, and report to this House.

Which was read, and

Agreed to.

Mr. Smith, from the committee, reported a bill entitled,

“An act to alter the boundary line between the townships of Orange and Clinton, in the county of Essex,

Which was read by its title, and

Ordered to a second reading, and

Ordered that the same be printed.

The engrossed bill from Council to authorise a trustee to sell certain real estate of Abram Creque, deceased,

Was taken up,

And the clerk was authorised to correct an error made in the said bill by the Engrossing Clerk,

And the said bill having been read three times,

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

## YEAS,

Messrs. Biddle,  
Burtis,  
Cooper,  
Field,  
Fish,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
I. Hilliard,  
Hankinson,  
Hardenbergh,  
Humphreys,  
Hunt,  
Johnson,  
Lydecker,

Messrs. Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,  
M’Kee,  
Newcomb,  
Page,  
Rogers,  
Scull,  
Stewart,  
Sloan,  
Smith,  
Stiles,  
Thompson,  
Vandyke,—82.



## NAYS,

Messrs. Bryant,  
Ross,

Messrs. Whitehead,  
Whitekar—f.

The engrossed bill to incorporate the Bordentown Water Company,

Was called up,

And having been three times read and compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said bills, that the Clerk inform Council of their passage, and request their assent to that last above named.

The act supplementary to the act entitled, an act to incorporate the Trustees of Religious Societies,

Was taken up,

And while under consideration,

The same was postponed.

The act to authorise the sale of certain real estate of which David Woolman died seized,

Was taken up,

Read, considered by sections, and

Ordered to be engrossed for a third reading.

The act to divorce Nicholas D. Vanbuskirk, of the county of Essex,

Was taken up,

And while under consideration,

Was ordered to be postponed.

The act to divorce Mary Ann Leonard,

Was taken up,

And while under consideration,

Was postponed.

The re-engrossed bill to incorporate the Morris and Essex Rail Road Company,

Having been three times read and compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said bill, that the Clerk carry the same to Council, and inform them that the House has agreed to the amendments made thereto in Council, and have caused the same to be re-engrossed.

Mr. Bryant moved that when the House adjourns, it adjourns to Tuesday morning next, the 3d of February,

And the House having disagreed to an amendment to insert Monday afternoon instead of Tuesday morning,

The question recurred on the original motion of Mr. Bryant,

And the yeas and nays being desired and ordered, the said motion was agreed to by the following vote:

### YEAS,

Messrs. Biddle,  
Bryant,  
Breese,  
Crowell,  
Field,  
Fish,  
Garrison,  
Hopper,  
Haight,  
I. Hilliard,  
Humphreys,

Messrs. Hunt,  
J. Lippincott,  
S. B. Lippincott,  
Marshall,  
McKee,  
Page,  
Ross,  
Sloan,  
Smith,  
Stiles,  
Vandyke,

Whitehead—23.

### NAYS,

Messrs. Burtis,  
Cooper,  
Gifford,  
Hankinson,  
Hardenbergh,  
Johnson,  
Lydecker,

Messrs. Lindsley,  
Muir,  
Newcomb,  
Rogers,  
Scull,  
Stewart,  
Thompson,

Whitekar—15.

House adjourned to Tuesday morning next at 10 o'clock.

## HOUSE OF ASSEMBLY,

TUESDAY MORNING, Feb. 3, 1835.

*Ten o'clock the House met.*

The House was called to order by Mr. Muir, of Morris,  
 And a quorum not having been present,  
 The House,  
 On motion of Mr. Flummerfelt,  
 Adjourned to 3 o'clock this afternoon.

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TUESDAY AFTERNOON, Feb. 3, 1835.

*Three o'clock the House met.*

Mr. S. B. Lippincott presented a petition from citizens of the county of Gloucester, praying the passage of a law requiring Sheriffs to sell lands in the townships where the land lies.

Which was read, and

Referred to Messrs. S. B. Lippincott, Gifford and Marshall.

Mr. Parsons presented petition from the Paterson and Hudson River Rail Road Company; also a memorial in relation to the same, from the inhabitants of Paterson, and a remonstrance against the same.

Ordered, on motion of Mr. Hamilton, that the bill entitled, a supplement to the act to incorporate the Paterson and Hudson River Rail Road Company,

Be re-committed,

And that all the papers and documents in relation thereto,

Be referred to the same Committee.

Mr. Brotzman presented a remonstrance against the passage of any law authorising the erection of a dam or other obstruction in the Delaware river at Lamberton,

Which was read, and

Ordered to lie on the table.

Mr. Parsons presented a petition from citizens of Paterson, in favour of the passage of a law to authorise limited partnerships,

Which was read, and

Ordered to lie on the table.

Mr. Fish presented a petition from the heirs of Enoch Thorn, praying the passage of a law to authorise the sale of certain real estate in the county of Burlington,

Which was read, and

Referred to Messrs. Fish, Cooper and Whitekar.

Mr. Hankinson, from the committee on that subject, reported an act to divorce Joseph Carling,

Which was read, and

Ordered to a second reading.

Mr. Whitekar, from the committee, reported an act to incorporate the Fairfield Social Library Company,

Which was read, and

Ordered to a second reading.

The engrossed bill to authorise the sale of the real estate of David Woolman,

Was taken up

On its third reading,

And having been read three times and compared,

Upon the question,

Shall this bill pass?

It was decided unanimously in the affirmative.

Ordered, That the Speaker sign the said bill, that the clerk carry the same to Council, inform them of its passage, and request their concurrence.



The bill to compensate Stephen H. Lutkins for certain services,

Was taken up,

And while under consideration,

Was postponed.

House adjourned to 10 o'clock to-morrow morning.

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## HOUSE OF ASSEMBLY,

WEDNESDAY MORNING, Feb. 4, 1835,

*House met at 10 o'clock.*

Mr. Gifford presented a remonstrance against the passage of a law pending before the Legislature, to authorise Obadiah Herbert to cut a canal, &c. to improve the navigation of South River,

Which was read, and

Ordered to lie on the table.

Mr. Crowell presented a memorial from the citizens of Rahway, in favor of the passage of the act to authorise limited partnerships,

Which was read, and

Laid on the table.

Mr. Field, from the committee to whom had been referred so much of the Governor's Message as relates to the Common School System, made the following Report:

## REPORT.

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The committee to whom was referred that part of the Message of His Excellency, the Governor, which relates to Common Schools, beg leave to present the following Report:

The subject of Education is one upon the importance of which the Committee deem it unnecessary to dwell. In a government like ours, resting for its support entirely upon popular will, it is absolutely essential that the people should be enlightened. Their virtue and intelligence are the only foundations upon which our free institutions can safely repose. It is, therefore, one of the highest obligations which can be imposed upon a free state, to provide for the education of all its citizens. This duty, although not expressly enjoined upon the Legislature by our Constitution, as in some other states, is nevertheless one, the importance of which they have frequently recognized. So early as the year 1817, the foundation was laid of a fund for the support of Free Schools; this fund, by successive appropriations, was gradually augmented until the year 1829, when it amounted to the sum of two hundred and twenty-two thousand four hundred and forty-two dollars and seventy-eight cents. At that time an ardent desire was manifested by the people of New Jersey, that an effort should be made by the Legislature to render the proceeds of this fund available, by the establishment of a system of common Schools. Petitions and memorials were presented from all quarters of the State, and from all classes of citizens, invoking the aid of the representatives of the people, on behalf of popular instruction. The subject was referred to a joint-committee of Council and Assembly, by whom an able and interesting report was made. A melancholy picture was drawn of the state of Education in New Jersey. It appeared that there were nearly *twelve thousand* children under the age of fifteen, who were without the means of obtaining even the first rudiment of Education; and nearly fifteen thousand persons over the age of fifteen, who were unable to read or write; and that consequently at least five thousand citizens were called upon to exercise the inestimable right of suffrage, without being capable of understanding its import, or appreciating its importance. The Committee review the various systems of Education in operation in other states, and conclude by recommending the immediate adoption of measures for the establishment of Common Schools in New Jersey.

A bill was prepared in conformity with the views of the Committee. It directed an appropriation of twenty thousand dollars

out of the annual income of the School Fund, to be apportioned among the several townships in the state. It made it obligatory upon the inhabitants of each township, to raise by taxation an amount at least equal to that which they received from the state. And it made provision for the examination and licensing of teachers. This bill passed the house of Assembly by an almost unanimous vote, and there was every prospect of its speedily becoming a law. It was destined, however, to encounter a vigorous opposition in the other branch of the Legislature, and was finally amended so as to leave it discretionary with the townships, as to the amount which they should raise in addition to the sum paid to them out of the proceeds of the School Fund. This amendment struck at the foundation of the whole system. It deprived the bill of what was considered by its friends, its most essential and valuable feature.— Yet this was the shape in which the bill ultimately passed. Any amount, no matter how small, which the townships might raise, would be sufficient to entitle them to share in the public bounty. A supplement to this act passed the next year, 1830, which relieved the townships from the obligation of raising even a nominal amount by taxation, and deprived the School Committees of the power to examine and license teachers. Thus was the system rendered still more inefficient. It was, however, but of short duration, for both the original act and the supplement were repealed, and supplied by the act of 16th February, 1831, relative to Common Schools, which is still in force.

If the act of 1829 was found to be essentially defective, and if the supplement of 1830 made it worse instead of better, the Committee cannot perceive that any thing was gained by the act of 1831. It authorized the townships, it is true, to raise an additional sum by taxation or otherwise, for the purpose of Education, but this was an authority which they already possessed. It went further, however. It *recommended* it to them to do so, but so tender were the Legislature of the rights of the townships, and so averse to every thing like compulsory measures, that the language of the recommendation was, that they *should raise such additional sum as they might deem proper*, thus leaving it precisely where the act of 1829 had placed it, in the discretion of the townships. In every thing, however, which relates to the organization of Common Schools, the act of 1831 falls far short of the act of 1829. The division of townships into school districts; the election by the inhabitants of each district of trustees; the licensing and examination of teachers, are all abolished. Its sole object would seem to have been to provide for the distribution of the small pittance which each township was entitled to receive from the School Fund, as if this alone were sufficient for the accomplishment of every useful purpose.



Yet this is the only system of Common Schools, (if system it can be called,) which has existed in New Jersey for the last four years. It could hardly have resulted otherwise than in a total failure to produce any of the beneficial ends for which it was designed. About \$100,000 have been expended—a sum nearly equal to one-half of the School Fund; and the committee have looked in vain for evidence of any good that it has done. The expenditure has not only been useless, but it has been absolutely pernicious. It has retarded, instead of advancing, the cause of education. The School Fund was once an object dear to the hearts of the people of New Jersey. They watched its growth with anxious solicitude, and looked forward with confidence to the day when it should be the means of bringing home the blessings of education to every individual. But seeing that these hopes have been worse than disappointed, they are beginning to feel comparatively little interest in it. The whole subject of Common School Education has fallen into neglect. Few or no returns are made by the School Committee. In most of the townships in the state, there is literally nothing raised for the purposes of education. In those in which a small sum is now annually appropriated to this object, there is a growing indisposition towards it in the minds of the people. So that matters are every day growing worse; while ignorance is increasing with fearful rapidity, bearing in its train pauperism and crime. It is perfectly well known, that the subject of education is becoming more and more unpopular at our Township Meetings; and that those who ought to guide public opinion in this matter, are constrained to yield to it. The money received from the State, is too small to create much anxiety as to the manner in which it is expended. Were it ever so judiciously applied, it could not be productive of much benefit. But the fact is, it is often grossly misapplied. The manner in which it is disposed of, varies in almost every township. In some, it goes towards the education of the poor. In others, it is distributed among the several schools in proportion to the number of pupils taught. Sometimes it is given to the teachers to make up for the deficiencies of those who are well able to pay, but who neglect to do so.—While, in some cases, it is not applied at all to the object of education, but remains idle in the hands of the collectors, or *is borrowed for general township purposes.*

The committee, therefore, have no hesitation in recommending to the Legislature the repeal of the act of 1831. It would, unquestionably, be much better to let the School Fund accumulate, than to distribute its annual proceeds in such a way as to defeat entirely the great object for which it was designed. But the committee are of opinion, that the time has arrived when the State of New Jersey is called upon to adopt a much more liberal and enlightened system of education than has hitherto prevailed. If she means to keep



pace with the spirit of the age—if she means to emulate the example of her sister states, she must enter earnestly upon the work of popular instruction. Her people are growing up in ignorance. They are not only far behind those of many of the neighbouring States, but it is a humiliating fact, that, in point of education, they suffer by a comparison with the inhabitants of countries in Europe, of their superiority to whom, in every other respect, they may well be proud.

There are some pursuits in which the path to distinction is not open to New Jersey. Her territory is small, and her physical resources are limited. As a commercial state, she cannot hope for much eminence—overshadowed, as she is, by the great commercial metropolis of the nation. In Agriculture, she must yield to the superior extent and fertility of the West. But in the pursuit of knowledge, a glorious career is spread before her. Here she may achieve a triumph more glorious and enduring than any other—a triumph over ignorance. Upon this career, what is to prevent her from entering? The people, surely, are not unwilling to be educated. They may not yet have the ability, or the disposition, to educate themselves; but let the means of a good education be provided for them, and they will gladly embrace them. At present, where good schools are so few, parents must send their children from home, that they may be well educated. Let there be a good school in every neighbourhood, and there are few who would not avail themselves of it. It is not a large School Fund that is so much wanted in New Jersey. In those States in which the people are, perhaps, the best educated, they have no School Fund; whereas, in Connecticut, where the Fund is so large as to render a resort to taxation unnecessary, education is in a comparatively languishing condition. To depend entirely upon public bounty, paralyses exertion. We are not apt to value highly that which costs us nothing. A good *system* of education is what we stand in need of. Give the people of New Jersey that, and they will be willing to support it. They expended their blood and treasure freely, to purchase their freedom; they will surely give something to preserve it. They raise money by taxation for all the other great interests of the State; they will not refuse to tax themselves, when that greatest of all interests, Education, demands it. Let not the representatives of the people be behind the people themselves in this matter.

What that system of education should be, which is called for by the wants of the people of New Jersey, the committee are not prepared to report. It is a subject which requires great care and deliberation, and in reference to which, crude and imperfect views are to be deprecated. They have not, therefore, ventured upon a task to which they feel that it is impossible for them to do justice. The cause

of education has already suffered in New Jersey, by precipitate legislation. Nor is immediate action, perhaps, desirable. The subject of public instruction, is one which is now arresting the attention both of Europe and America. The best minds are engaged in its investigation; the most enlightened governments are devising means for its promotion; and every day's experience is suggesting something new and valuable. Delay, therefore, while it will afford time for mature reflection, will enable us to avail ourselves, more extensively, of the wisdom and research of others.

In addition to this, the committee would respectfully suggest, that before any thing is attempted by the Legislature, an inquiry ought to be made into the actual condition of Common Schools throughout the State. The full extent of the evil ought to be known, before a remedy is provided. An effort of this kind was made in 1828, but it was made by individuals, and not by public authority, and was only partially successful. Sufficient, however, was discovered to show that ignorance prevailed, to a most lamentable extent. Let the effort then be renewed, under the auspices of the Legislature. Let a Commissioner be appointed, whose duty it shall be, to examine into the state of education, and the condition of Common Schools throughout New Jersey, and to report to a subsequent Legislature the result of his examination. Let him, at the same time, be charged with the preparation of a plan of public instruction, to be submitted to the Legislature for its approval and adoption. Such an officer, the committee believe, will always be found essential to the success of any system that may hereafter be adopted. In other States where provision is made by law, for public instruction, it has been deemed indispensable to have a Commissioner or Superintendant of Common Schools, whose duty it is, to preside over the interests of education, and to make annual reports to the Legislature.

Should it be considered advisable, then, to repeal the existing law, and to suffer the School Fund to accumulate for the present, with a view to the adoption of a new and a more enlightened system: the committee would recommend the immediate appointment of a Commissioner, with a competent salary, to be paid out of the income of the School Fund. In conformity with these views, the committee beg leave to report a bill entitled, "An act to repeal an act entitled 'An act relative to Common Schools,' passed the 16th day of February, 1831, and for other purposes."

By order of the Committee.

RICHARD S. FIELD, Chairman.

Which was read, and  
Ordered to lie on the table.

The report was accompanied by a bill, entitled,  
“An act to repeal an act relative to Common Schools,  
passed the 16th day of February, 1831, and for other purposes,”

Which was read by its title, and  
Ordered to a second reading,  
And to be printed.

Ordered, on motion of Mr. Whitehead,

That five hundred copies of the said Bill and Report, be  
printed for the use of the members of the House.

Mr. Runyon presented a petition from sundry citizens of  
the county of Middlesex, praying a law to authorise the ap-  
pointment of Pilots for the Raritan River, for the safety of ves-  
sels navigating the same,

Which was read, and

Referred to Messrs. Runyon, Lindsley and Lydecker.

Mr. Hamilton presented a petition from the citizens of  
Newark, in favor of the passage of a law to incorporate the  
Newark Saddle and Harness Manufacturing Company,”

Which was read, and

Referred to the committee on that subject.

Mr. Smith presented two remonstrances from the county of  
Essex against any alteration of the township of Clinton, in said  
County,

Which were read, and

Ordered to lie on the table:

The engrossed bill to authorise trustees therein named to  
sell certain real estate of Aaron Stewart, deceased, late of the  
county of Monmouth,

Was taken up,

And the same having been three times read

And compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:



## YEAS,

Messrs. Biddle,  
 Bryant,  
 Brotzman,  
 Burtis,  
 Crowell,  
 Cooper,  
 Flummerfelt,  
 Fish,  
 Garrison,  
 Gifford,  
 Hopper,  
 Hankinson,  
 Hardenburgh,  
 Humphreys,  
 Hamilton,  
 Hunt,

Messrs. Johnson,  
 Kline,  
 Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Muir,  
 McKee,  
 Parsons,  
 Runyon,  
 Rogers,  
 Stewart,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,

Whitekar—33.

## NAYS,

Messrs. Ross and Whitehead—2.

Ordered, That the Speaker sign the same, that the clerk carry the same to Council, inform them of its passage, and request their concurrence.

The act to alter the boundary line between the townships of Clinton and Orange, in the county of Essex,

Was taken up,

And while under consideration,

Was postponed.

The act relative to the unincorporated religious Society of Friends,



Was taken up,  
 And while under consideration,  
 Was postponed.  
 The act to divorce Charlotte Lyon, of the county of Essex,  
 Was taken up,  
 And the first and only section thereof being  
 Considered and agreed to,  
 The said bill was  
 Ordered to be engrossed for a third reading.  
 The act to regulate the practice of Medicine upon Botanic  
 principles,  
 Was taken up and discussed,  
 And while the first section was under consideration,  
 Was postponed.  
 House adjourned to 3 o'clock, P. M.

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WEDNESDAY AFTERNOON, Feb. 4, 1835.

*Three o'clock the House met.*

A message from Council by Mr. Westcott, their Secretary informed the House that Council had passed the following bills from the House of Assembly, without amendment:

"A supplement to an act entitled, an an act to incorporate the New Jersey Insurance Company in the County of Essex."

"An act authorising the sale of certain lands of which Jacob Van Doren, of the County of Somerset, died seized, and

"An act to confirm and make effectual a deed of conveyance from Ashbel W. Cory, Trustee under the will of Daniel Tichenor, deceased, to Gabriel Tichenor.

And that Council have also passed a bill entitled, "An act supplementary to an act to empower the owners of the Pigeon Swamp, marshes and ponds adjoining, in the South Ward of New Brunswick, in the county of Middlesex, to open and keep

clear of obstructions a certain water course and ditch, for draining the said swamp, marshes and ponds, passed March 20, 1780,"

To which bill the assent of the House of Assembly is requested.

The act relative to the Pigeon Swamp, marshes, &c.

Was read by its title, and

Referred to Messrs. Vandyke, McKee and I. Hilliard.

The Speaker communicated to the House a memorial from Robert G. Johnson, praying the appointment of a committee to inquire into the affairs of the Salem Banking Company, under certain charges set forth in the said memorial,

Which was read, and

On motion of Mr. Humphreys,

Was ordered to lie on the table.

Mr. Field presented to the House the remonstrance of the Religious Society of Friends in Pennsylvania, New Jersey, &c. against the passage of an act relative to unincorporated Religious Society of Friends in this state,

Which was read, and

Ordered to lie on the table.

The Speaker presented to the House the petition of John P. Gordon and David Perrine, praying the passage of a law to authorise the sale of certain real estate of Mary Freeman, an idiot, and to appropriate the proceeds thereof to her support and maintainance,

Which was read, and

Referred to Messrs. Haight, S. B. Lippincott and Shay.

Mr. Hamilton from the committee to whom had been re-committed the bill entitled,

"An act to incorporate the Newark Saddle and Harness Manufacturing Company,"

Reported the same without amendment.

Which said bill was read, and

Ordered to a second reading,

Mr. Lydecker, from the committee, reported a bill entitled, "An act to authorise Albert N. Voorhees and others to enclose a tract of woodland at Hackensack, in the county of Bergen,"

Which was read, and

Ordered to a second reading.

The bill to compensate the services of Stephen H. Lutkins,

Was taken up,

And while under consideration,

Was further postponed.

The act to divorce William C. Ackerson from his wife Loretta Ackerson,

Was taken up,

And the first and only section of the same having been disagreed to,

Was ordered to be dismissed from the files of the House.

The act relative to the Crummell and Repaupo Meadows, of the County of Gloucester,

Was called up,

And on motion of Mr. Cooper,

Was ordered to be re-committed.

The act to authorise the sale of wood standing on land late of Henry Remsen, deceased, of the County of Monmouth,

Was read by sections,

Considered and agreed to, and

Ordered to be engrossed for a third reading.

The bill entitled,

An act to incorporate the Fairfield Social Library Company.

Was taken up,

Read by sections,

Considered and agreed to,

And ordered to be engrossed for a third reading.

Mr. Whitehead, with leave, presented a bill entitled,

"A supplement to the act entitled, an act to provide for the more equal and just representation of the several counties of this state,"

Which was read by its title, and

Ordered to a second reading.

The bill entitled,

"An act to authorise limited partnerships,"

Was taken up,

And upon motion of Mr. Crowell, was referred, and the Speaker named as the committee,

Messrs. Crowell, Ross and Burtis.

Mr. Cooper presented two remonstrances from citizens of the County of Gloucester, against the passage of a bill now pending before the House, relative to the Crummel and Repaupo Meadows,

Which were read, and

Referred to the committee on that subject.

House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

THURSDAY MORNING, Feb. 5, 1835.

*Ten o'clock the House met.*

Mr. Hankinson presented a petition from sundry citizens of the counties of Warren, Morris and Hunterdon, praying relief against the conduct of the Morris Canal Company, in diverting water from certain mills, &c.

Which was read, and

Referred to Messrs. Hankinson, Lindsley and Sloan.

Mr. Whitehead presented two remonstrances from the mechanics of the town of Newark, and also one from numerous citizens of the same place, against the passage of a bill now pending before the House of Assembly, to incorporate the Newark Saddle and Harness Manufacturing Company,

Which were read, and

Ordered to lie on the table.

Mr. Bryant, from the committee, reported a bill to authorise the construction of a Draw or Swing Bridge over Elizabethtown Creek, at Elizabethtown, in the county of Essex,

Which was read by its title, and was

Ordered to a second reading,

And to be printed.

Mr. Hamilton, from the committee to whom was re-committed the act to incorporate the Morris and Sussex Manufacturing Company,

Reported the same without amendment,

Which bill was read, and

Ordered to stand on a second reading,

Mr. Parsons, from the committee to whom was re-committed the supplement to the act to incorporate the Paterson and Hudson River Rail Road Company,

Reported the same with amendments,

Which was read, and



**Agreed to, and the said bill**

**Ordered to stand on a second reading.**

**Mr. Fish, from the committee, reported a bill to authorise the sale of the real estate of Enoch Thorn, for the benefit of his heirs,**

**Which was read by its title, and**

**Ordered to a second reading.**

**Mr. McKee, with leave grauted, presented a bill to authorise the executors of John S. Chambers, deceased, to fulfil a contract made by the deceased with George Sweet and John Sweet,**

**Which was read by its title, and**

**Ordered to a second reading.**

**Mr. Vandyke, from the committee to whom had been committed the engrossed bill from Council in relation to the removal of obstructions in a certain water course in the Pigeon swamp, marshes, &c.**

**Reported the same without amendment:**

**The said bill was then read, and**

**Ordered to stand on its second reading.**

**Mr. Whitekar moved the re-consideration of the vote of yesterday upon the engrossment of the bill to incorporate the Fairfield Social Library Company,**

**And the said motion having been agreed to,**

**The said bill was amended, and having been**

**Considered and agreed to, was**

**Ordered to be engrossed for a third reading.**

**The engrosed bill to authorise the sale of wood on the real estate of Henry Remson, deceased,**

**Was taken up,**

**And the same having been read three times and compared,**

**Upon the question,**

**Shall this bill pass?**

**It was decided in the affirmative unanimously.**

**Ordered, That the Speaker sign the said bill, that the Clerk carry the same to Council, inform them of its passage, and request their concurrence.**

**The act to incorporate the Wading River Manufacturing and Canal Company,**

**Was taken up,**

**Read three times and compared,**

**And thereupon,**

**On motion of Mr. Field,**

**Was postponed.**

**The act to amend the Judicial System of this State,**

**Was taken up**

And having been reported to the House with amendments from the committee, and

Agreed to by the House as reported, was  
Ordered to be engrossed for a third reading.

The act entitled "A further supplement to the act entitled,  
'An act for the relief of persons imprisoned for debt,

Was taken up, and  
Considered, and

While under consideration,

The third section thereof was postponed.

House adjourned to 3 o'clock, P. M.

THURSDAY AFTERNOON, Feb. 5, 1835.

*Three o'clock the House met.*

Mr. Stiles presented the petition of John Evans and others, praying a law to authorise them to cut a ditch through the lands of William Brick and Mary Brick, to drain the marl beds of the petitioners,

Which was read, and

Referred to Messrs. Stiles, Rogers, and S. B. Lippincott.

Mr. Whitehead presented the petition of numerous citizens of Lodi and Newark to build a free bridge over the Passaic river,

Which was read, and

Referred to Messrs. Whitehead, Lydecker and Stewart.

Mr. Whitehead presented the petition of the Newark Fire Department, praying the appointment of additional engineers,

Which was read, and

Referred to Messrs. Whitehead, Ackerman and McKee.

Mr. Whitehead presented the petition of citizens of Essex, complaining of the bad construction of bridges and passages by canal and Rail Road Companies over public or private roads,

Which was read, and  
Laid on the table.

Mr. Stewart presented a petition from citizens of the county of Somerset, praying the passage of a law to give mechanics a lien on buildings,

Which was read and

Referred to Messrs. Stawart, Whitekar, and Vandyke.

Mr. McKee presented a petition in favour of the law now pending before the House relative to the Trenton and New Brunswick Turnpike Company,

Which was read, and

Laid on the table.

Mr. H. Hilliard presented a petition from owners of land along Black River, praying authority by law to cut a ditch to drain lands on said river,

Which was read, and

Referred to Messrs. H. Hilliard, Brotzman and Biddle.

Mr. Hamilton presented the petition of Electa Rose and Mary Rose, praying the sale of the real estate of Jacob Rose, of the county of Sussex, who has become insane,

Which was read, and

Referred to Messrs. Hamilton, Runyon and Cooper.

A message from Council, by Mr. Westcott, their Secretary, informed the House of Assembly that Council had passed the bill from the House entitled,

"An act to authorise the chosen freeholders of the counties of Bergen and Essex, to build a draw bridge over the navigable waters of the Passaic river at Acquacknonk,

With sundry amendments, to which amendments the assent of the House of Assembly is requested:

And that Council had passed a bill entitled,

"An act to authorise the sale and conveyance of the real estate late of Joseph P. Chamberland, deceased, to which bill the assent of the House of Assembly is requested.

"The act to authorise the chosen freeholders to build a bridge over the Passaic, &c.

Was read,

With the amendments made thereto,

And the said amendments having been agreed to, the said bill was

Ordered to be re-engrossed for a third reading.

The act to authorise the sale and conveyance of the estate of Joseph P. Chamberlain,

Was read by its title, and

Referred to Messrs. Sloan, Gifford and Hunt.



Mr. H. Hilliard presented to the House the following statement of the affairs of the Union Bank at Dover:

A statement of the Union Bank, at Dover, made to the Legislature of the State of New Jersey, January 31st, A. D. 1835, in compliance with the tenth section of the charter of said Bank:

Bills discounted,	\$64,017 28	
Deposited in the Mechanics' & Traders' Bank, New York,	27,542 69	
Due from other banks,	1,112 61	
Notes of specie paying banks on hand,	2,626 00	
Specie on hand,	10,644 80	
	<hr/>	105,943 38
Stock paid in,	50,000 00	
Notes in circulation,	42,035 00	
Profits on hand,	2,609 61	
Deposites on account of individuals,	11,298 77	
	<hr/>	105,943 38

Respectfully submitted,

JOHN SCOTT, President.

T. B. SEGUR, Cashier.

[L. s.]

STATE OF NEW JERSEY, }  
Morris County, ss. }

Personally appeared before me, Stephen Conger, one of the Justices of the Peace of the County of Morris and State of New Jersey, John Scott, Esquire, President of the Union Bank at Dover, and Thomas B. Segur, Cashier of said bank, who, being severally and duly sworn, did each depose and say, that the foregoing statement, to which they have subscribed their names, and affixed the corporate seal of the said Union Bank, at Dover, is, as they verily believe, correct and true in every particular therein contained.

JOHN SCOTT,  
T. B. SEGUR.

Sworn and subscribed before me, February 3, 1835.

STEPHEN CONGER:



Which was read, and  
Ordered to lie on the table.

Mr. Hamilton, from the committee, reported an act supplementary to the act to ascertain the tolls of millers, passed May 25th, A. D. 1799,

Which was read by its title, and  
Ordered to a second reading,  
The engrossed bill to divorce Matilda Tanner,  
Having been read three times and compared,  
Upon the question,  
Shall this bill pass?

It was decided in the negative by the following vote:

### YEAS,

Messrs. Brotzman,  
Crowell,  
Cooper,  
Dickerson,  
Flummerfelt,  
Greer,  
Garrison,  
Haight,  
H. Hilliard,  
Hankinson,  
Humphreys,  
Hamilton,

Messrs. Lydecker,  
Lindsley,  
S. B. Lippincott,  
Muir,  
McKee,  
Parsons,  
Ryall, (speaker,)  
Runyon,  
Shay,  
Sloan,  
Smith,  
Vandyke,

Whitehead—25.

### NAYS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Breese,  
Field,  
Gifford,  
Hopper,  
I. Hilliard,  
Hardenbergh,  
Hunt,

Messrs. Johnson,  
Kline,  
J. Lippincott,  
Newcomb,  
Ross,  
Roges,  
Stewart,  
Stiles,  
Thompson,  
Whitehead—20.

Ordered, that the said bill be dismissed.

The engrossed bill to divorce Charlotte Lyon, from her husband, Benjamin Lyon,

Having been read three times and compared, and

On the question,

Shall this bill pass?

It was decided in the negative by the following vote:

### YEAS,

Messrs. Bryant,  
Brotzman,  
Crowell,  
Flummerfelt,  
Gifford,  
Hankinson,  
Humphreys,  
Hamilton,  
Hunt,  
Lindsley,  
S. B. Lippincott,

Messrs. Muir,  
McKee,  
Newcomb,  
Parsons,  
Ryall, (speaker,)  
Runyon,  
Shay  
Sloan,  
Smith,  
Stiles,  
Vandyke

Whitehead—23.

### NAYS,

Messrs. Ackerman,  
Biddle,  
Breese,  
Cooper,  
Dickerson,  
Field,  
Fish,  
Greer,  
Garrison,  
Hopper,

Messrs. Haight,  
H. Hilliard,  
I. Hilliard,  
Hardenbergh,  
Johnson,  
Kline,  
Lydecker,  
J. Lippincott,  
Rogers,  
Thompson,

Whitekar—21.

Ordered, That the said bill be dismissed.

The engrossed bill to incorporate the Wading River Manufacturing and Canal Company,

Was taken up,

And the same having been previously read three times,

And compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

### YEAS,

Messrs. Ackerman,  
Bryant,  
Breese,  
Crowell,  
Dickerson,  
Field,  
Fish,  
Gifford,  
Hopper,  
Haight,  
I. Hilliard,  
Hankinson,  
Hardenbergh,  
Humphreys,  
Hamilton,  
Hunt,

Messrs. Johnson,  
J. Lippincott,  
Muir,  
Newcomb,  
M'Kee,  
Parsons,  
Ross,  
Runyon,  
Stewart,  
Sloan,  
Smith,  
Stiles  
Thompson,  
Vandyke,  
Whitehead,  
Whitekar—32.

### NAYS,

Messrs. Brotzman,  
Cooper,  
Flummerfelt,  
Greer,  
Garrison,  
Kline,

Messrs. Lydecker,  
Lindsley,  
S. B. Lippincott,  
Ryall, (speaker)  
Rogers,  
Shay—12.

Ordered, That the Speaker sign the said bill, that the clerk carry the same to Council, inform them of its passage, and ask their concurrence.

The House then resumed the consideration of the "Act for the relief of persons imprisoned for debt,

And while the 7th section thereof was under consideration, the same was ordered to be further postponed.

The act supplementary to the act concerning roads,  
Was called up,

And on motion of Mr. Haight,  
Was ordered to be re-committed.

The act for the sale of the Government House and Lot  
Was taken up,  
And considered,

And while under consideration,  
Mr. Muir, of Morris moved to strike out the first section,  
Whereupon,

The Yeas and Nays being desired and ordered, the said motion was disagreed to by the following vote:

### YEAS,

Messrs. Dickerson,  
Field,  
Fish,  
Haight,  
H. Hilliard,  
I. Hilliard,  
Hamilton,

Messrs. Johnson,  
S. B. Lippincott,  
Muir,  
M'Kee,  
Ryall, (speaker,)  
Stiles,  
Vandyke—14.

### NAYS,

Messrs. Ackerman,  
Bryant,  
Brotzman,  
Breese,

Messrs. Crowell,  
Cooper,  
Flummerfelt,  
Greer,



Messrs. Garrison,  
 Gifford,  
 Hopper,  
 Hankinson,  
 Hardenbergh,  
 Humphreys,  
 Hunt,  
 Kline,  
 Lydecker,  
 Lindsley,  
 J. Lippincott,

Messrs. Newcomb,  
 Parsons,  
 Ross,  
 Rogers,  
 Shay,  
 Stewart,  
 Sloan,  
 Smith,  
 Thompson,  
 Whitehead,  
 Whitekar—30.

The first section of said bill having been amended,  
 The yeas and nays were desired and ordered upon agreeing  
 to the same, and thereupon the first section of said bill was  
 agreed to by the following vote:

## YEAS,

Messrs. Ackerman,  
 Bryant,  
 Brotzman,  
 Breese,  
 Crowell,  
 Flummerfelt,  
 Garrison,  
 Gifford,  
 Hankinson,  
 Hardenbergh,  
 Kline,  
 Lydecker,

Messrs. J. Lippincott,  
 Muir,  
 Newcomb,  
 Parsons,  
 Ross,  
 Rogers,  
 Shay,  
 Stewart,  
 Sloan,  
 Smith,  
 Thompson,  
 Whitehead,

Whitekar—25.

## NAYS,

Messrs. Cooper,  
 Dickerson,  
 Field,  
 Fish,  
 Greer,  
 Hopper,  
 Haight,  
 H. Hilliard,  
 I. Hilliard,

Messrs. Humphreys,  
 Hamilton,  
 Hunt,  
 Johnson,  
 Lindsley,  
 S. B. Lippincott,  
 M'Kee,  
 Ryall, (speaker,)  
 Stiles,

Vandyke—19.

House adjourned to 10 o'clock to-morrow morning.

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HOUSE OF ASSEMBLY.

FRIDAY MORNING, FEB. 6, 1835.

*Ten o'clock the House met.*

Mr. Breese presented a petition from the county of Somerset, on the subject of bridges and passage ways where Canals and Rail Roads cross the public highways, and praying Legislative aid in the premises,

Which was read, and

Referred to Messrs. Whitehead, Shay and Breese.

Ordered, That the petitions presented on yesterday by Mr. Whitehead, on this subject, be referred to the same committee.

Mr. Parsons presented two remonstrances against the passage of a bill now pending before the Legislature to authorise the removal of obstructions in the Passaic River, at or near Little Falls,

Which was ordered to lie on the table.

Mr. Field presented a remonstrance against the passage of a law to authorise Obadiah Herbert to build a Rail Road and cut a Canal at South River, in the county of Middlesex,

Which was read, and

Laid on the table.

Mr. Haight, from the committee, reported an act to authorise the sale of the real estate of Mary Freeman, of the county of Monmouth,

Which was read by its title, and

Ordered to a second reading,

Mr. Sloan, from the committee to whom was referred the bill from Council to authorise a sale and conveyance of the real estate of Joseph P. Chamberlain, dec.,

Reported the same

Without amendment.

Which bill was read by its title, and

Ordered to a second reading.

Mr. Rogers, from the joint-committee appointed to receive proposals for Printing, made the following

## REPORT:

Resolved by the Council and General Assembly, That Bernard Connolly, of Freehold, be employed to print the Votes and Proceedings of the Assembly of the present session; that he print thirteen hundred copies thereof, and be paid therefor the sum of twenty-two dollars per sheet.

2. Resolved, That Gore & Allison, of Somerville, be employed to print the Journal of the Proceedings of the Legislative Council and of Joint Meeting of the present session; that they print thirteen hundred copies thereof, and be paid therefor the sum of twenty-two dollars per sheet.

3. Resolved, That Joseph Justice, of Trenton, be employed to print sixteen hundred copies of the Laws of the present

session of the Legislature, on the large octavo pages heretofore used, and that he be paid therefor the sum of thirty-two dollars per sheet.

4. Resolved, That George Sherman, of Trenton, be employed to print sixteen hundred copies of the Law Reports, at thirty-two dollars per sheet; and that Edward Sanderson, of Elizabeth-Town, be employed to print the Chancery Reports, the same number of copies, and at the same price as the Law Reports, and that both Reports shall be printed on as good paper and with the large octavo type heretofore used.

Which said joint-resolutions were read, and  
Ordered to a second reading,

The re-engrossed bill to authorise the freeholders of Essex and Bergen to build a draw bridge over the Passaic river at Aquackanonck,

Having been agreed to as  
Amended in Council,

Upon the question,  
Shall this bill pass?

It was decided in the affirmative unanimously.

The engrossed bill to incorporate the Fairfield Social Library Company,

Having been read three times and compared,  
Upon the question,  
Shall this bill pass?

It was decided in the affirmative unanimously.

The House resumed the consideration of the bill for the sale of the Government House and Lot,

And having considered the same by sections,

Mr. Whitehead desired the yeas and nays upon the question of ordering the said to be engrossed,

And the House having refused to postpone the said bill until the next session of the Legislature,

Determined against the engrossment of said bill by the following vote:



## YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Brotzman,  
Breese,  
Crowell,  
Flummerfelt,  
Hopper,  
Hankinson,

Messrs. Hardenbergh,  
Lydecker,  
Lindsley,  
Parsons,  
Ross,  
Shay  
Stewart,  
Smith,  
Whitekar—18.

## NAYS,

Messrs. Cooper,  
Dickerson,  
Field,  
Fish,  
Greer,  
Garrison,  
Gifford,  
Haight,  
H. Hilliard,  
I. Hilliard,  
Humphreys,  
Hamilton,  
Hunt,  
Johnson,

Messrs. Kline,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
McKee,  
Newcomb,  
Ryall, (speaker,)  
Runyon,  
Rogers,  
Sloan,  
Stiles,  
Thompson,  
Vandyke  
Whitehead—28.

Ordered, that the said bill be dismissed.

The act to alter the boundary line between the townships of Clinton and Orange, in the county of Essex,

Was taken up,

And the same having been considered and

Agreed to,

Was ordered to be engrossed for a third reading by the following vote:

## YEAS,

Messrs. Ackerman,  
 Bryant,  
 Brotzman,  
 Crowell,  
 Field,  
 Fish,  
 Gifford,  
 I. Hilliard,  
 Humphreys,  
 Hunt,  
 Johnson,

Messrs. J. Lippincott,  
 Newcomb,  
 Parsons,  
 Ross,  
 Ryall, (speaker,)  
 Runyon,  
 Shay,  
 Smith,  
 Thompson,  
 Vandyke,  
 Whitehead,

Whitekar—23.

## NAYS,

Messrs. Biddle,  
 Breese,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Greer,  
 Garrison,  
 Hopper,  
 Haight,  
 H. Hilliard,

Messrs. Hankinson,  
 Hardenbergh,  
 Hamilton,  
 Kline,  
 Lydecker,  
 Lindsley,  
 Muir,  
 McKee,  
 Rogers,  
 Stewart,

Sloan—21.

House adjourned to three o'clock, P. M.

FRIDAY AFTERNOON, Feb. 6, 1835.

*House met at three o'clock.*

Mr. Vandyke presented the remonstrance of sundry citizens of the county of Middlesex against the passage of an act to authorise Obadiah Herbert to build a rail road, cut a canal, &c. at or near South River in the County of Middlesex, and in favour of the passage of a law to authorise the Camden and Amboy Rail Road and Transportation Company to construct a lateral road from their road to South River, on or near the same route,

Which was read, and

Referred to Messrs. Vandyke, Haight and Lindsley.

Ordered, on motion of Mr. Vandyke, that the bill to authorise Obadiah Herbert to construct a Rail Road and cut a canal, &c.

Be referred to the same committee.

And on motion of Mr. Haight,

Messrs. Hamilton and Stewart were added to the said committee.

Mr. Gifford moved to re-consider the vote of yesterday disagreeing to the act to divorce Matilda Tanner,

Which motion was lost.

Mr. Hankinson, from the committee to whom had been re-committed the bill supplementary to the act concerning taxes,

Reported the same,

With amendments,

Which bill was read as amended, and

Ordered to a second reading,

And to be printed.

The act relative to the unincorporated religious Society of Friends,

Was taken up,

And while the first section thereof was under consideration,

The same was postponed.

Ordered, on motion of Mr. Muir, that the House will go into committee of the whole on the said bill on next Wednesday, and that the same be set down as the order of the day for that time.

The act for the regulation and government of jails,  
Was taken up,  
And while under consideration,  
The same was postponed.  
And made the order of the day for next Tuesday, in Committee of the Whole.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council had passed the following bill, to which they ask the assent of the House of Assembly:

“A further supplement to the act entitled, ‘An act to incorporate the Belvidere Delaware Bridge Company, passed the 5th day of March, 1832.”

Which said bill was read, and  
Ordered to a second reading,  
And the rule of the House having been dispensed with, the same was  
Considered by sections, and  
Agreed to, and  
Ordered to a third reading.  
And the rule of the House having been again dispensed with,  
The said bill was read the third time,  
And upon the question,  
Shall this bill pass?  
It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk inform Council of the passage of said bill in the House of Assembly, without amendment.

The House adjourned to 10 o'clock to-morrow morning.



## HOUSE OF ASSEMBLY.

SATURDAY MORNING, Feb. 7, 1835.

*Ten o'clock the House met.*

Mr. Dickerson presented a remonstrance from sundry citizens of Morris against the passage of any law to authorise the clearing out of Black River,

Which was read, and

Referred to the committee on that subject.

Mr. Cooper presented to the House the following Report:

The committee to whom was re-committed the bill relative to the Crummel and Repaupo Meadows. in the county of Gloucester, beg leave to report:

That it is inexpedient to legislate upon the said bill at present, and the Committee recommend that the petitioners have leave to withdraw their papers.

WM. R. COOPER, Chairman,

*House of Assembly, Feb. 7, 1835.*

Which was read, and

Agreed to by the House.

Mr. Whitehead, from the committee on that subject, reported a bill to divorce Louisa Caulk,

Which was read and

Ordered to a second reading.

Mr. Breese presented a petition from Somerset in favor of a repeal of the present insolvent law,  
Which was read, and

Ordered to lie on the table.

Mr. Crowell, from the committee to whom was re-committed the act to authorise limited partnerships,  
Reported the same with amendments,  
Which were read,  
And the said bill

Ordered to stand on a second reading.

The engrossed bill from Council relative to the Pigeon Swamp, marshes, ponds, &c.

Was read, and

Ordered to a third reading.

The act to incorporate the Saddle and Harness Manufacturing Company at Newark,

Was taken up and discussed,

And while the first section of the said bill was under consideration,

Mr. Greer moved to postpone the same until the next session of the Legislature,

Which was disagreed to, and

The further consideration of the said bill was then postponed.

The Speaker laid before the House the following communication from His Excellency the Governor, accompanied by sundry documents.

## Report of Commissioners, &c.

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EXECUTIVE DEPARTMENT,  
February 7, 1835. }

*To the General Assembly*

*of the State of New Jersey:*

I have the honor to transmit to you the Report of the Commissioners appointed under the Joint Resolution of 17th January, 1833, for purposes therein mentioned; and, also, an agreement made and concluded on the 22d day of November last, between the said Commissioners, and the like number of Commissioners appointed by the Executive of Pennsylvania, under a similar Resolution adopted by the Legislature of that State; together with sundry documents referred to in said Report.

P. D. VROOM.

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*To His Excellency, Peter D. Vroom, Esquire, Governor of the  
State of New Jersey:*

The undersigned Commissioners, appointed in pursuance of a Joint Resolution of the Council and General Assembly of the State of New Jersey, passed the 17th of January, 1833, "to meet Commissioners on the part of the State of Pennsylvania, to view a certain Dam in the River Delaware, at Wells' Falls, as well as any other obstructions in said river, authorised by either State, or the citizens thereof, and ascertain the facts, and make report thereof, to the Governors of the respective States," and, "also, to report how the said obstructions may be obviated, having a due regard to a safe and convenient navigation of the river, and the use of the waters thereof, for actual or contemplated improvements, without injury to the said navigation," RESPECTFULLY REPORT:—

That they entered upon the trust assigned to them, with an anxious desire to obtain all the information necessary to enable them to discharge it, as well with understanding and fidelity to the interests of the State of New Jersey, as those liberal principles of comity which ought to mark the intercourse of sister states, bound together by the Federal compact and community of interests. It could not escape the attention of the undersigned, that the State of Pennsylvania had constructed a canal, in her own territory, from Easton to Bristol, called "The Delaware Division of the Pennsylvania Canal," which is supplied by the waters of the Lehigh, one of the principal tributaries of the Delaware. To supply that canal, Pennsylvania had, without the consent of New Jersey, and before she had exercised a similar right, constructed a dam, at the mouth of the Lehigh, which almost entirely diverts the waters of that stream (*the greatest* which rises in the State of Pennsylvania, and runs into the Delaware,) from its *natural course*, before it reaches its destination in its natural flow and channel. The undersigned considered that the law of nations had settled the principle, that where two independent States have an equal property in a river which lies between them, neither has any more right to divert the waters of a tributary stream on that river, from its natural course, before it reaches its destination, than to divert the waters of the river itself.

By the war of the Revolution, and the Treaty of peace between the United States and Great Britain, the States of Pennsylvania and New Jersey acquired a property in the waters of the Delaware equally—that is, each State to the channel in the tide, and to the middle of the river in the stream, on its own side. The agreements between the two states of 26th April, 1783, and 2d December, 1785, as to the jurisdiction and the partition of the Islands in that river, recognise this principle, and are bottomed on it. Those agreements touch not the property of each State, within its own territory, but leave it to the rules established in such cases by the law of nations. By that law, where no compact interferes, the property of each State, to the middle of the river in the stream, is as absolute as the subject matter permits; and to the shores and ground covered with water in those limits, the property of each State is as perfect and unlimited as to other parts of its territory. The agreements referred to amount to a partition, and each holds its own in severalty, fully and entirely independent of each other, leaving the waters of the river, which were incapable of division, to be enjoyed in common. The right to *property*, in the waters of a river, can only exist for appropriate purposes; among which are navigation and transit; and, therefore, the rights of navigation and passage on the entire river between the two States, would have remained in common to the citizens of both States, independent of any agreement—and the right to the use of



the waters, for public improvements, is subordinate to the paramount right of navigation, and limited by that alone. if it can be enjoyed without the erection of obstructions in the river itself. The limitations upon the rights of property in a river between two coterminous States, by the law of nations, depend upon that great principle of natural justice, that each must so use its own right, as not to destroy, or materially injure, the right of the other. The undersigned, therefore, considered it as a settled principle of the law of nations, which was not affected or impaired by the agreements between the two states, that each might use the waters of the Delaware, for public improvements authorised by either, provided that the navigation and right of passage was not thereby injured or interrupted. The undersigned believed that Pennsylvania acted upon this principle in authorising a dam upon the Lehigh, which diverts the whole of that important tributary of the Delaware from its natural course, to supply with water that great public improvement, the Delaware Division of the Pennsylvania Canal, without the consent of New Jersey, and without asking its permission. Upon any other principle, that erection could not be justified.

It appeared to the undersigned, that it was a bad rule that would not work alike on all; and that it would be unjust to the great and patriotic State of Pennsylvania, to suppose that she would adopt a rule which she would deny to her co-proprietors of the waters of the Delaware. New Jersey has but followed out the rule established and recognized by the State of Pennsylvania, when afterwards she, by law, authorized the Delaware and Raritan Canal Company to supply that great public improvement made under her sanction, with water from the Delaware. The admirable location of that Canal and its Feeder, enabled it to obtain that supply, without any dam, or obstruction to the navigation, or the right of passage, upon the river. If any violation of the compact, or of the law of nations, was to be discovered in these acts of the two States, they were in equal fault, and the first fault had been committed by the State of Pennsylvania; and the undersigned did not conceive themselves authorised to review the solemn acts of independent States in these respects; the more especially, as neither of them were known to have injured "the safe and convenient navigation of the said river;" and they have, therefore, referred to them merely for the purpose of *illustration*.

The undersigned, under this belief, directed their attention to the specific object of their commission, "to view," in conjunction with the Commissioners on the part of Pennsylvania, "a certain dam in the river Delaware, at Wells' Falls, as well as any other obstructions

in the said river, authorised by either State, or the citizens thereof," and "ascertain the facts."

The joint Commissioners first met at New Hope in September last. All the Commissioners on the part of Pennsylvania, and one of the Commissioners on the part of this State attended, and after several days spent in a careful examination of that dam, as well as the mouth of the feeder of the Delaware and Raritan Canal, and the river adjacent, adjourned to meet at Trenton. At the time appointed, all the Commissioners met, and after viewing the erections at Scudders' Falls, the head of the "Trenton Delaware Falls Company's" works, which were the only other "obstructions in the said river, authorised by either State, or the citizens thereof," known to exist, adjourned to meet in Philadelphia. In the interim, the other Commissioners on the part of this State, viewed the dam at Wells' Falls, and also examined the mouth of the Feeder of the Delaware and Raritan Canal, and the river adjacent—and the undersigned, under the authority of a resolution of the Legislature of this State, for the purpose, employed the assistance of Edwin A. Douglass, a competent and skilful engineer, whose report is herewith submitted.

They found on this examination, that the dam at Wells' Falls, had been constructed for the purpose of supplying the Delaware section of the Pennsylvania Canal with water, from New Hope to Bristol. It was obvious, that from some error in the location of that Canal, or some other cause, the whole Lehigh river, which had been thus diverted from its natural course, for the purpose of supplying that Canal with water, *under the authority of Pennsylvania*, was insufficient for the purpose; and that it was necessary, at that or some adjacent point, to derive an additional supply of water from the Delaware. Without such supply, that noble public improvement would fail to answer the purposes of its creation. Still, however, that dam was confessedly an injury to the navigation, and an obstruction to its "safe and convenient" use. Upon this subject, the undersigned believe that there was no diversity of opinion, and there could be none. In their opinion, it could be wholly obviated, only by its removal. This would leave the Pennsylvania Canal exposed to destruction, unless a sufficient supply of water from the Delaware, could be obtained, in some other mode. The only other mode of supplying that Canal, which was suggested by the Engineers, was by a Dam at New Hope, or a Wing Dam at Cutbush's Island, above the head of the Feeder of the Delaware and Raritan Canal. The latter mode would have been preferred by the undersigned, inasmuch as it would, by means of the deep water at Blacks' eddy, afford great and pre-eminent facilities for a connection between

those channels—a connection, which it appeared to them, the interest of the upper section of the Delaware, and particularly the coal trade of Pennsylvania, would, at no distant day, require. Either mode, however, would make a dam in the river Delaware indispensable; and such dam could not be made, consistently with the law of nations, or the spirit of the compact of 1783, without the consent of New Jersey. If “the use of the waters” of the Delaware, for the “actual improvements” already made by Pennsylvania, in the construction of her canal, could be obtained by means of the Wing Dam at Cutbush’s Island, it was the opinion of the undersigned, that the same could be made “without injury to the navigation,” or “its safe and convenient” enjoyment. This, however, was a question, which the undersigned did not think themselves called upon, or at liberty to decide, provided another mode of obviating the obstruction at Wells’ Falls, was desired by the Commissioners on the part of Pennsylvania. It could not be expected that the State of Pennsylvania would abandon the use of her canal, upon which she had expended such large sums, and which promised such useful and beneficial results—whilst the river Delaware was bearing its waters to the ocean, amid shoals and rifts, which rendered it useless for the purposes of navigation, for the greater part of the year. The undersigned also considered it due to the principles of comity, and the friendly relations existing between the two States, as well as to the character of New Jersey, that she should assent to such mode of supplying the Delaware division of the Pennsylvania Canal, with an additional quantity of water from the Delaware—as the Commissioners of that State should prefer, provided it did not injure the navigation. Although the right to the use of the waters of the Delaware, for navigation and passage, belonged to the citizens of both states, the Legislatures of both had previously exercised the right, of making such improvements, for as more safe and convenient enjoyment, as they in their wisdom had deemed proper, and most for the general good. The undersigned did not deem themselves at liberty to counteract the Legislation of the two States—and they were willing to assent to the taking of the waters at either or both the points designated, for the use of the actual improvements made by Pennsylvania—provided it could be done without injury to the navigation.

The Commissioners on the part of Pennsylvania, selected New Hope as the most advantageous point at which to supply the Delaware section of the Pennsylvania Canal, with such additional quantity of water from the Delaware, as was necessary for the purposes of that Canal. For the reasons before stated, as well as those hereafter stated, the undersigned agreed to that selection, and for the purpose, as well of enabling Pennsylvania to obtain that supply,



as of obviating the obstruction placed in the Delaware, under that authority; they, on the 22d of November, 1834, with James Buchanan, Joseph Burke, and Roberts Vaux, Esquires, signed the agreement which they have the honor of submitting herewith for legislative wisdom to adopt or reject.

It will be perceived that this agreement authorises the erection of a dam by Pennsylvania, at her own expense, at Wells' Falls. This dam is not necessary for any actual or contemplated improvements of New Jersey. It is solely for the benefit and advantage of the State of Pennsylvania, and made necessary by the injudicious or unskilful location of her canal. It seemed right, therefore, that it should be made at her own expense; and if, hereafter, it should become auxiliary to a connexion between the public improvements of the two States, the Delaware and Raritan Canal Company must incur the expense of that connection. The undersigned did not feel themselves authorised to insist upon any provision for such connection, inasmuch as no such power was given to them, and because they conceived that it might safely be reserved to the interests of those great works, and to time, to effect it, if the public good should require it. They thought it might properly be left to the Legislative wisdom of the two States; and the action of public opinion, to produce such connexion, if necessary, although they entertain a decided conviction that it would be mutually beneficial to both States. When that connection is thus demanded, they have no doubt, from the known liberality and expanded views which have hitherto governed the conduct of the Delaware and Raritan Canal Company, that they will afford all proper facilities for the purpose.

In the provisions contained in the agreement herewith submitted, will be found the opinion of the undersigned, as to the best mode of obviating the obstruction of the dam at Wells' Falls, having a due regard to the safe and convenient navigation of the river, and the use of the waters thereof for the "actual improvements" made by Pennsylvania, "without injury to the navigation," and the preservation of the Fisheries on its shores.

And first as to the navigation. Wells' Falls have hitherto presented more impediments to the natural navigation, than any other portion of the river between Easton and Trenton. These consist of natural obstacles, which render the navigation at that point not only expensive, but hazardous—and the dam now existing under the authority of Pennsylvania, and for her sole use, has greatly increased them. From the opinions of engineers and experienced waterman, as well as from our own observation, a dam and sluice, as provided for in the agreement, would have the effect of improving



the navigation, and at the same time obviating the natural obstacles there existing, without reference to the use intended to be made of it by the Pennsylvania Canal. Those obstacles are such as will, in a short time, if the river is left in its present state, or returned to that in which it was before the erection of the existing dam, force the descending as well as the ascending navigation into the Canals on the Pennsylvania or New Jersey side of the Delaware. The ascending natural navigation or river trade, as it is called, previous to the construction of those canals, was conducted principally by Durham boats. They are gradually disappearing; and if the Canals prove, as no doubt they will, more safe, commodious, speedy and economical, the natural navigation will be abandoned altogether, except in time of freshets. In freshets, the Delaware pours its waters into the ocean in great abundance, and rises to a height, above that of the contemplated dam, sufficient to enable the rafts and floats to reach their markets; leaving, when it subsides, considerable natural obstacles to the navigation, which can only be overcome by the aid of art, and such improvements as science will afford. At all times, the natural channel, used by rafts and Durham boats, is confined by two rocks, on each side, at the distance of about sixty feet, which is to be left open, and through which the descending navigation must pass, except in times of such freshets, as will carry them safely over the dam. The pool formed by the dam, and the length of the sluice will enable the descending navigation to pass safely, between the ledge of rocks now existing, and the breadth of the channel, remains as it was before. The pool which will be formed, at the head of the Dam, must necessarily check the velocity of the descending craft, and enable them to pass through that channel, with more certainty and greater safety. If the dam is constructed, in the manner provided for in the agreement, (and the undersigned cannot doubt that it will be) they are of opinion; that it will afford a more safe and convenient navigation, than that now existing. The experience already had, of the effects of such dams and sluices in other rivers, ought to remove the fears of those who are ever ready to apprehend danger, from every untried improvement. If the lessons of experience are to be disregarded—if we are to submit to the evils that we know, because they can only be removed by alterations, Wells' Falls must for ever be doomed to remain the terror of the enterprising, hardy and meritorious waterman, or be strewed with the wrecks of their property.

As to the ascending navigation, at all times difficult and dangerous, facilities are provided by the proposed agreement, to take it into the Pennsylvania Canal, below the falls, by two wooden locks, at the mouth of Neely's Creek, and pass it into the dam above the falls, through the guard-lock, *free of toll*. It will at once be perceived, that this gives that navigation superior facilities, more safety and less labor than now attends it.

The right of the two States to improve the navigation, by Dam, or in such manner as Legislative wisdom shall devise or sanction, cannot be seriously questioned, and this agreement has no existence until such sanction.

As to the fisheries, the undersigned beg leave to observe, that the great mass of the shad pass up the river when it is at such a height, as to glide over the dam without a ripple; and when the freshets have subsided, they have an opening of sixty feet, through which to ascend. It is a fact, universally known, that shad generally pursue their upward course through the most rapid water. From their known habits, it can hardly be doubted, that if this sluice was made in the river, in its present state, their instinct would lead them to ascend its course. On this point, too, we have the lessons of experience in other rivers, which, if the same causes produce the same effects, leave nothing for the most timid to apprehend.

Upon the subject of the height of the Dam, the only object of the Commissioners of both States, was to secure to the Pennsylvania Canal, a sufficient supply of water, without endangering the natural navigation, by unnecessary erections. If the calculations of Engineers should prove erroneous, the undersigned cannot doubt the disposition of either State, so to modify the agreement, as to answer the end designed. It was believed, that a greater height would alarm fears, which are always sensitive and easily excited, in respect to what many consider as an experiment.

The agreement stipulates, that either State may take as much water from the Delaware, as may be necessary to supply their Canals, for the purposes of navigation. The undersigned, did not conceive that they were at liberty to make any other stipulation upon that subject—leaving the Legislatures of the two States unfettered, as to what strictly pertains to their territorial jurisdiction, and appropriate Legislation. The agreement does not restrict further Legislation in that respect.

The undersigned, in the execution of their trust, viewed the obstructions said to exist at Scudder's Falls, at the head of the Trenton Falls Company's works. They were of opinion, that those obstructions had been, in a great degree, obviated; and that Company promptly undertook to obviate them altogether, as will appear by a certified copy of their minutes, herewith submitted.—The obstructions, if any remain, can be obviated without difficulty, and at very little expense; and the undersigned felt themselves, under these circumstances, authorized to stipulate that they shall be removed. It was conceived, that this State would not hesitate

to assume the responsibility of moving obstructions, which were made under color of their act; and that they had the means to coerce a Company which was their creature, and subject to their will, to do so. Interest as well as duty, will prompt that Company, to fulfil an engagement, every way so advantageous to them.

The other provisions in the agreement, need no explanation.

The undersigned did not deem it consistent with their respect for the distinguished body from whom they derived their authority, to insert any clause in respect to the consent of Congress to the said agreement. Nothing was said in respect to such consent, in the resolutions delegating their authority, and it would have been presumptuous in the Commissioners to undertake to instruct the Legislatures of independent States, acting under the Federal compact. Any provision, in respect to the consent of Congress to this agreement must emanate from the State Sovereignities, and them alone. Should the agreement be ratified, such ratification may be made to depend upon the obtaining the previous consent of Congress, if such consent is deemed necessary to give it constitutional sanction.

If the agreement should not be ratified, it is not conceived by the undersigned, that the rights and interests of the State of New Jersey can be impaired or affected. She has not violated either the letter or spirit of the compact of 1783. She has authorized no Dams, or other obstructions, in the River Delaware, injurious to the navigation, and none such are necessary to enable her to use the waters of the Delaware for "actual or contemplated improvements."—She has used the waters of the Delaware for her "actual improvements," as she was authorized to do by the law of nations, without injuring the navigation, and without destroying or materially injuring the right of the State of Pennsylvania. In so doing, she only followed the example of Pennsylvania, which, before any water was taken from the Delaware under the authority of New Jersey, had not only abstracted the whole waters of the great tributary of the Delaware at Easton, (a much larger quantity than all that will ever be required by New Jersey) but had, also, drawn from the Delaware, at New Hope, at additional quantity sufficient to supply her Canal from that place to Bristol. Pennsylvania had not only done this, but a dam was erected in the River for that purpose, under her authority, and for her sole use, without asking or obtaining the consent of New Jersey; which Dam, as well as that at Easton, on the Lehigh, is an acknowledged obstruction to the natural navigation of those Rivers. Still, however, the supply of water drawn from the Delaware, is inadequate for the purposes of



her Canal; and the undersigned conceived, that, if the navigation was not seriously injured, New Jersey has always adopted the rule, of doing "as she would that others should do unto her," in her intercourse with her sister States, would give her consent to her doing so. New Jersey, in taking the waters of the Delaware, for "actual improvements," exercised a right only recognized by the law of nations, as understood and practised by Pennsylvania herself. She had no favors to ask of Pennsylvania. The right to take the waters of the Delaware for her "actual improvements," is not derived from this agreement, but existed prior to it; and the agreement is declaratory merely, and recognizes the existence of the right, and is subject to the limitation that it does not seriously injure the navigation. If, however, it was wrong, Pennsylvania cannot complain until she returns the tributary waters of the River to their natural destination, and ceases to use the waters of the Delaware for her improvements. The erection of Dams in the bed of the River, which, in themselves, amount to an obstruction to the navigation, stands upon different principles.

The undersigned were perfectly aware, that, in entering into this agreement, they yielded much to the interests and the necessities of Pennsylvania; and they intended to do so. They did not even confine themselves to the mere principle of reciprocity—but they endeavored to guard the rights of navigation and fishery—and they have greatly erred if they have not so done. It does not become Independent States, in their agreements, as to their common or relative rights, to deal upon narrow or sectional principles. It appeared to the undersigned, that whatever would best conduce to the benefit of the "Improvements" of the two States, would ultimately promote the interest of both; and that future generations would reap the fruits of a liberal and expanded policy mutually adopted in relation to the waters of the Delaware. The strong action of public good, will break the fetters forged by local rivalry or sectional jealousy, and leaping the barriers of a River, scatter its blessings with an equal hand. The noble Delaware will not be suffered to waste its waters in the Ocean, without contributing to the wants, the convenience, and the happiness, of the inhabitants of the Territory through which it flows.

In submitting the agreement herewith presented to the Legislature for their adoption, or rejection, the undersigned would do injustice to their feelings, if they omitted to render their tribute to the frank and friendly disposition manifested by the Commissioners on the part of Pennsylvania. Their conduct throughout the negotiation, was characterised by that zealous regard for the interests of their State, and earnest devotion to the objects



of their trust, which might be expected from their high characters.

In conclusion, the undersigned venture to suggest to the Legislature the propriety of suspending any action upon this agreement, until it be known whether the State of Pennsylvania, (whose interest is principally involved in its ratification) shall first determine to confirm or reject it. In the meantime, the State of New Jersey may safely rest her rights under the protection of the Law of Nations, as understood and acted upon by Pennsylvania.

Trenton, February 2, 1835.

GARRET D. WALL,  
JN. M. SHERRERD,  
P. I. STRYKER.

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## AN AGREEMENT

*Made and certified between James Buchanan, Joseph Burke, and Robert Vaux, Commissioners appointed by virtue of certain Resolutions of the Legislature of Pennsylvania—and Garret D. Wall, John M. Sherrerd and Peter I. Stryker, Commissioners appointed by virtue of similar Resolutions of the Legislature of New Jersey.*

First. It is declared, that the State of New Jersey may take, or cause to be taken, from the Delaware river, by means of the Feeder, at the head of Bull's Island, as much water as may be necessary to supply the Delaware and Raritan Canal, for the purposes of navigation.

Second. It is declared, that the State of Pennsylvania may take, or cause to be taken, from the Delaware river, by means of Dams

and Feeders, at Well's Falls, as much water as may be necessary to supply the Delaware division of the Pennsylvania Canal, as far as the city of Philadelphia, should the Canal be so far extended, the purposes of navigation. The height of the Dam to be constructed by the State of Pennsylvania, at Wells' Falls, shall not exceed three feet above the surface of low water, at the head of the Falls. There shall be a Sluice in the Dam, sixty feet wide and at least three hundred feet long, or longer, if necessary, to make a secure descending navigation. The walls of the Sluice, as well as the Dam, shall be made of substantial timber crib-work, filled with stones, and the upper ends of the Sluice walls, extending into the Dam, shall be made sufficiently high, to afford an index to watermen of the channel prepared for them. Boats or other craft ascending the river, shall be admitted into the Pennsylvania Canal, by locks, constructed at or near the mouth of Neely's creek; and the said boats or other craft ascending the river, shall be let out into the river, by a guard lock or lift locks, at the head of the Falls, free of expense. The locks shall be of sufficient capacity, to admit all boats or other craft, which can navigate the Pennsylvania Canal. A good and sufficient channel shall be kept open above the Dam, of sufficient depth, at low water, to float said ascending boats or other craft, which may pass from the said channel, to a corresponding depth of water in the river, and above the suction of the said Sluice, and such a tow-path as may be necessary for this purpose, shall be constructed. Such locks, channel and tow-path shall at all times, be kept in good repair, by the State of Pennsylvania.

Third. The State of New Jersey, shall cause the obstructions to the navigation of the river Delaware, at Scudder's Falls which have been placed there by the Trenton Delaware Falls Company, to be removed or otherwise obviated.

Fourth. Nothing herein contained, shall be construed to impair or alter the contract, made between the States of Pennsylvania and New Jersey, on the 26th day of April, 1783, except so far as the same is herein declared.

Fifth. This agreement shall be considered as a joint compact between the said States, and the citizens thereof respectively, whenever the Legislatures of the said States, shall severally have passed laws, approving of and ratifying the same; and shall thereafter forever be irrevocable, by either of the said contracting parties, without the concurrence of the other.

In witness whereof, we, the Commissioners of the aforesaid

States, have set our hands and seals to two instruments of the agreement, one for each State, at the city of Philadelphia, this twenty-second day of November, one thousand eight hundred and thirty-four.

GARRET D. WALL,	[L. s.]
JN. M. SHERRERD,	[L. s.]
P. I. STRYKER,	[L. s.]
JAMES BUCHANAN,	[L. s.]
JOSEPH BURKE,	[L. s.]
ROBERTS VAUX.	[L. s.]

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PRINCETON, Nov. 18th, 1834.

*To Garret D. Wall, Peter I. Stryker, and John M. Sherred,  
Esquires, Commissioners of the State of New Jersey :*

GENTLEMEN--In compliance with your instructions, I have made an examination of the Delaware River, with a view of ascertaining the best place to form a connection between the Pennsylvania Canal and the Delaware and Raritan Canal Feeder; also, the best mode of obtaining a supply of water for the use of the Pennsylvania Canal, with the least injury to the navigation.

Black's Eddy appears to combine more advantages, and offers more facilities, for forming such a connection, than any other place. The eddy is caused by a projection of the main land from the Pennsylvania shore, contracting the river into quite a narrow space. The sudden widening out of the river below this point, creates a counter current, so that boats or rafts incline towards the Pennsylvania shore, and find no difficulty in landing at any stage of the river. Immediately below the eddy, the river takes a sudden turn to the east, forcing the current directly on to the head of Bull's island, at the head of the Feeder--so that boats or rafts, starting from the eddy, drift directly to the entrance to the Feeder. The entrance to the Feeder is about one mile below the eddy. The water from the eddy is of sufficient depth to float a vessel of six feet draft. If a connection is made at this place, it will be necessary to construct two locks, of 8 feet lift each, to get into the river from the



Pennsylvania Canal ; also, a tow path along the Jersey shore, from opposite the eddy to the entrance to the Feeder—which is all that will be necessary to form a safe and secure connection.

Another place, which offers some facilities for a connection, is New Hope. In order to effect this, it will be necessary to connect the Feeder with the river, by means of a short canal, and lock of 10 feet lift—and the Pennsylvania Canal by a guard lock, or lift locks. If by a guard lock, to ensure a safe passage for the boats across the river, it will be necessary for them to run up the Pennsylvania shore some distance, before it will be safe for them to venture out into the current of the river, for fear of being drawn over the dam. The water along the shore, for a distance of about 100 feet from it, is quite shoal; consequently, it will be necessary to excavate a channel, 3 feet deep below low water, so as to admit boats of the same draft as the Pennsylvania Canal. A tow path along the river bank will also be required. The point to which this channel should be excavated to, is about 24 chains above the guard lock, at a place called Poplar Reef. From this point, to the place proposed to connect with the Feeder, there is a sufficient depth of water to float any crafts which can navigate the Canals.

I am apprehensive, if this plan should be adopted, the channel would be liable to be filled with a deposit from the river, and subject to receive damage in time of floods; and always be a source of perplexity and expense in keeping it in repair.

Two plans have occurred to me in which this difficulty can be avoided. The first is, by converting the present guard lock into a lift lock—dispense with one of the combined locks, and make a canal from the foot of the combined locks, along the river bank, to the above mentioned place, and lock down into the river by a lock of 7 feet lift.

The second plan is, to lock into the river from the level, above the combined locks, by two locks of 7 feet lift each. In either of the above plans, I would propose to take the water in to supply the canal through a sluice below the guard lock.

I do not think that a connection can be made with the Pennsylvania Canal without a stipulation to that effect. Even if it could be done, the Delaware and Raritan Canal Company would not be safe in being at the expense of making an outlet from their Feeder,



without an assurance that a communication would be kept open with the Pennsylvania Canal.

To obtain a supply of water for the use of the Pennsylvania Canal, at Wells' Falls, Mr. Gay proposes to extend the present Wing Dam upwards about 200 feet; and construct a dam entirely across the river, *2 feet high above low water at the head of the Falls*—leaving a sluice 60 feet wide, and 300 feet long, for the passage of the descending trade. The proposed location of the dam is about 550 feet below the head of the Falls. In that distance, there is a descent of 1.25 feet, which will make a dam 3.25 feet high. On examination, I found that extreme low water at the head of the Falls, was 2.83 feet below the top water line in the Pennsylvania Canal; consequently, they will want a dam of *taht* height above low water at the head of the Falls, instead of 2 feet, as reported by Mr. Gay; which, added to the descent to the location of the dam, will give a dam 4 feet in height. At all events, I do not think that they can get a sufficient supply of water with a dam of less height than 3.75.

My present opinion is, that the descending navigation will be less liable to be injured, if this dam should be continued about 200 feet nearer to the head of the Falls, and make the sluice walls, 150 feet above, and extend them 500 feet below the dam, to prevent the boats or rafts descending the river, from running into some rocks which bound both sides of the channel, and are partially covered with water, when the river is at a navigable height. I would also recommend that some rocks be removed, and the channel strengthened below the dam.

My limited time would not allow me to make a thorough examination of Scudder's Falls, but I am of the opinion, that the navigation of the river never can be restored, or the channel kept open, so long as the work is in its present unfinished state. The bank, forming the head of the Trenton Water Company's works, terminates too near the head of the Falls; it should be extended upwards, at least 300 feet, and raised so high, that the floods cannot pass over it. It would be best to make a pier, of timber crib-work, filled with stone. The bank is now so low, that the floods sweep over it, and is not protected by walls, sufficient to prevent the earth, gravel and stones from being carried with the channel. The sudden termination of this bank gives a check to the current, and gives it a direction diagonally across the channel, this might be counteracted, in a measure, by constructing a Wing Dam from the Pennsylvania shore, to near the channel.

*Estimated expense of forming a connection at Black's Eddy—*

Two lift locks, eight feet each,	\$16,000
Excavating, foundation and pumping,	3,500
Pier, slope wall and wharfing around locks,	2,000
	<hr/>
	\$21,500
Tow path along the Jersey shore,	1,500
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	\$23,000

*Estimate of the proposed works at New Hope and Wells' Falls—*

Locking down into the river from the Pennsylvania Canal, including the Canal from the combined Locks to Poplar Reef,	\$17,400
Lock and Canal, to get into the Feeder of the Delaware and Raritan Canal,	19,780
Dam and Sluice walls,	15,300
Locks at Neelys,	8,900
	<hr/>
	\$61,380

It will be observed, that the difference between forming a connection at Black's Eddy and New Hope, is \$14,180, and the difference to the Delaware and Raritan Canal Company, will be \$18,280. Pennsylvania gains by the New Hope connection, \$4,100. If the connection is made at Black's Eddy, the Delaware and Raritan Canal Company will receive the trade on eight miles more of their Feeder, than if the connection is made at New Hope, which may be considered a low estimate at \$5,00 per annum. There will also be twenty feet more lockage, and two miles more canal navigation, by New Hope than Black's Eddy.

Respectfully submitted, by your obedient servant,

E. A. DOUGLAS, Engineer.

If there is to be any restriction to the use of the water, (which I doubt the propriety of doing, other than so far as not to ob-

struct the channel of a river,) I think it would be well, to stipulate, that each State can take and use the water, for canal navigation, at any point above, between tide and the State line.

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PRINCETON, November 19th, 1834.

*To Garret D. Wall, Peter I. Stryker, and John M. Sherrerd,  
Esquires, Commissioners of the State of New Jersey:*

GENTLEMEN—In compliance with your instructions, I have made an examination of the Delaware river, at Wells' Falls, with a view of ascertaining the best mode of obtaining a supply of water for the use of the Pennsylvania Canal with the least injury to the navigation.

The plan proposed by Mr. Gay, is to extend the present Wing Dam further up stream 216 feet; from this point construct a dam two feet high above low water at the head of the Falls, across the river to the Eastern or Jersey shore—leaving a sluice way 60 feet wide, and 300 feet long, for the passage of the descending trade.

The place to locate this Dam, is about 550 feet below the head of the Falls. There is a descent in this distance of fifteen inches; making the height of the proposed Dam 3.25 feet. It appears to me that the descending navigation will be less liable to be injured, if the Dam is constructed about 200 feet nearer the head of the Falls; make the sluice walls 150 feet above, and extend them 500 feet below the Dam. This will prevent the boats or rafts descending the River, from running on to some rocks which bound each side the channel, and are partially covered with water when the River is at a navigable height. By extending the sluice the above distance below the Dam, it will carry the crafts below the most dangerous part of the Falls, and will be of very essential service to the watermen in descending the River.

I would also recommend that some rocks, which crowd the channel, be removed, and the channel strengthened, which will have a tendency to lessen the hazard of descending the Falls.



If a connection is made between the River and the Pennsylvania Canal, by means of locks, at a suitable place below and above the Falls, the public will be secured in all the advantages of an ascending navigation which they now possess.

In order to form a connection between the Delaware and Raritan Canal Feeder and the Pennsylvania Canal, it will be necessary to connect the Feeder with the River, by means of a short Canal, and lock of 10 feet lift; and the Pennsylvania Canal by means of a guard lock or lift lock. If by a guard lock, to ensure a safe passage for boats across the River, it will be necessary for them to run up the Pennsylvania shore some distance, before it will be safe for them to venture out into the current of the River, for fear of being drawn over the Dam. By a reference to the Map, it will be observed that the water along the Pennsylvania shore, for a distance of about 100 feet, is quite shoal; consequently, it will be necessary to excavate a channel 3 feet below water; so as to admit boats of the same draft as the Pennsylvania Canal. The point to which this channel should be excavated is about 24 chains above the Dam, to a place called Poplar Reef. From this point, to the place proposed to form a connection with the Feeder, there is a sufficient depth of water to float any crafts which can navigate the Canals.

I am apprehensive if this plan is adopted, that the channel will be liable to be filled with a deposit from the river, and subject to receive damage, in time of floods, and always be a source of difficulty and expense in keeping it in repair. To avoid this difficulty, I would recommend converting the present guard lock, into a lift lock—dispense with one of the combined locks, and make a Canal from the foot of the combined locks, along the river bank to Poplar Reef, then lock into the River, by a lock of 7 feet lift. The water to supply the Canal should be taken in through a Sluice, below the guard lock.

Some more work will be required to be done at Scudder's Falls, before the navigation will be perfectly restored. The works contemplated by the Trenton Water Power Company, appears to be in quite an unfinished state; perhaps when they are completed, it will have a tendency to restore the navigation, without the necessity of a wing-dam on the weastera side of the channel, as proposed by Mr. Gay. I think, however, it would be well to extend the works 3 or 400 feet further up stream, so as to get such a distance above the Falls, that the Eddy made in consequence of the abrupt termination of the works, shall be entirely above the swift water, so that the deposit in the Eddy will not interfere with the channel in the Falls.



A map of Wells' Falls accompanies this report, with the sounding, as taken at low water ; and the proposed points of location of the Dam and locks, to form a connection between the canals, laid down.

Respectfully submitted,

Gentlemen, your obedient servant,

E. A. DOUGLAS, *Engineer.*

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The following is an estimate of the proposed works. It will be observed, that I have exceeded Mr. Gay in the estimate, which can be accounted for from the increased length of the Dam, Sluice walls and the proposed work for a connection, a much more perfect one :

Inlet lock from the River to the Pennsylvania Canal, including the Canal from the combined Locks, to Poplar Reef,	\$17,400
Inlet Lock and Canal to Delaware and Raritan Feeder,	19,780
Dam and Sluice walls,	15,300
Locks at Neely's (of wood as estimated by Mr. Gay,)	8,900
Total,	<u>\$61,380</u>

E. A. DOUGLAS, *Engineer.*

Which Message was read, and  
 With the Documents, was  
 Referred to Messrs. Hamilton, Bryant and Fish,  
 House adjourned to 3 o'clock, P. M.

SATURDAY AFTERNOON, Feb. 7, 1835.

*Three o'clock the House met.*

Mr. Ross presented a petition from the Plainfield Mutual Fire Assurance Company, requesting a supplement to their charter to regulate the voting of said Company,

Which was read, and

Referred to Messrs. Ross, Stewart and I. Hilliard.

Mr. Vandyke from the committee to whom was re-committed the act relative to the construction of a Rail Road by Obadiah Herbert, reported a bill entitled,

"An act to authorise the Camden and Amboy Rail Road and Transportation Company to construct a lateral Rail Road from their main road to South River, in the county of Middlesex,"

Which was read by its title, and

Ordered to a second reading,

Mr. J. Lippincott, with leave, presented a bill entitled,

"A further supplement to the act entitled, an act for the better relief and employment of the poor, in the county of Salem, passed March 12th, 1796,"

Which was read, and

Ordered to a second reading,

And to be printed.

Mr. Hamilton called up the bill to incorporate the Newark Saddle and Harness Manufacturing Company,

And upon his motion,

The said bill was postponed until the next session of the Legislature.

The act supplementary to the act to incorporate the Paterson and Hudson River Rail Road Company,

Was taken up,

And discussed,

And postponed.

The act to authorise the sale of the real estate of Enoch Thorn, dec.,

Was taken up

Upon its second reading,

Read by sections,

Considered, and agreed to, and  
Ordered to be engrossed for a third reading.

The act to authorise the Exectors of John S. Chambers, deceased, to confirm a contract with George Sweet and John Sweet,

Was read by sections,

Agreed to, and

Ordered to be engrossed for a third reading.

The act to authorise the sale of the real estate of Mary Freeman, of the county of Monmouth,

Was read by sections,

Considered and agreed to, and

Ordered to be engrossed for a third reading.

House adjourned to 10 o'clock on Monday morning.

## HOUSE OF ASSEMBLY,

MONDAY MORNING, Feb. 9, 1835.

*Ten o'clock the House met*

Mr. Shay presented the petition from the citizens of Somerset, praying for a repeal of the Insolvent Law,

Which was read, and

Ordered to lie on the table.

Mr. Ross from the Committee on that subject reported a bill entitled,

"A supplement to an act entitled, an act to incorporate the Plainfield Mutual Assurance Fire Company, of Plainfield, Essex county," passed February 15, 1834.

Which was read, and

Ordered to a second reading.

Mr. Hamilton, from the Committee on that subject, reported a bill, entitled,

“An act for the relief of the wife and children of Jacob Rose, of the township of Byram, county of Sussex,”

Which was read, and

Ordered to a second reading.

Mr. Haight, from the committee on that subject, reported a bill, entitled,

A further supplement to the act entitled, “An act to prevent Horse Racing,” passed February 11, 1811,

Which was read, and

Ordered to a second reading.

The act supplementary to

“An act to ascertain the toll of Millers,” passed on the 25th day of May, 1799,

Was taken up, read,

And while under consideration,

The first section was disagreed to by the following vote :

#### YEAS,

Messrs. Ackerman,  
Burtis,  
Hamilton,

Messrs. Lindsley,  
Parsons,  
Rogers—6.

#### NAYS,

Messrs. Bryant,  
Brotzman,  
Breese,  
Crowell,  
Cooper,  
Flummerfelt,  
Fish,  
Greer,

Messrs. Garrison,  
Gisford,  
Hopper,  
Haight,  
H. Hilliard,  
I. Hillard,  
Hankinson,  
Humphreys,



Messrs. Hunt,  
 Johnson,  
 Lydecker,  
 J. Lippincott,  
 Muir,  
 M'Kee,  
 Newcomb,  
 Page,

Messrs. Ross,  
 Ryall, (speaker)  
 Scull,  
 Shay,  
 Stewart,  
 Sloan,  
 Thompson,  
 Whitehead,

Whitekar—33.

The House then refused to postpone the said bill unto the next session of the Legislature,

The second section of the said bill was then read,

And while under consideration,

Mr. Muir offered an amendment, providing.

“That if any person should take to any Mill in this State more than two and a half bushels of grain in one sack or bag, that he should forfeit the said grain and sack, together with the horses and wagon or other vehicle in which the same is taken to Mill; and that if any person takes less than two and a half bushels the miller should make up the deficiency and grind the same free from toll,”

Whereupon,

Mr. Whitehead called for the Yeas and Nays,

Upon agreeing to the said amendment,

The same was disagreed to by the following vote :

### YEAS,

Messrs. Ackerman,  
 Brotzman,  
 Breese,  
 Crowell,

Messrs. Plummerfelt,  
 Hankinson,  
 Lindsley,  
 Muir,

Stewart—9.

## NAYS,

Messrs. Bryant,  
 Burtis,  
 Cooper,  
 Fish,  
 Greer,  
 Garrison,  
 Gifford,  
 Hopper,  
 Haight,  
 H. Hilliard,  
 I. Hilliard,  
 Humphreys,  
 Hamilton,  
 Hunt,  
 Johnson,  
 Kline,

Messrs. Lydecker,  
 J. Lippincott,  
 McKee,  
 Newcomb,  
 Parsons,  
 Page,  
 Ross,  
 Ryall, (speaker,)  
 Rogers,  
 Scull,  
 Shay,  
 Sloan,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar—32.

And thereupon the second section was disagreed to, and

On motion,

The said bill was dismissed from the files of the House.

Ordered, That the Report of the Joint Committee appointed to dispose of the printing, &c., be printed.

The act to authorize the Camden and Amboy Rail Road and Transportation Company, to construct a lateral road from their main road to South River in the county of Middlesex,

Was read,

Considered by sections,

Agreed to, and

Ordered to be engrossed for a third reading.

The engrossed bill from Council to authorise the sale of the real estate of Joseph P. Chamberlain,

Was read,

And agreed to, and

Ordered to a third reading.

The supplementary act for the relief of the poor of the county of Salem,

Was read,

And while under consideration,  
Was postponed.

The act to set off a new township in the county of Burlington, to be called "Jackson,"

Was taken up,

And while under consideration,

A motion was made further to postpone the same,

And the yeas and nays being desired upon said motion,

The House refused to postpone the said bill by the following vote :

### YEAS,

Messrs Ackerman,  
Bryant,  
Crowell,  
Fish,  
I. Hilliard,  
Humphreys,  
Hunt,  
Johnson,

Messrs. J. Lippincott,  
Newcomb,  
Parsons,  
Page,  
Ross,  
Thompson,  
Vandyke,  
Whitehead,

Whitekar—17.

### NAYS,

Messrs. Brotzman,  
Breese,  
Burtis,  
Cooper,  
Dickerson,  
Flummerfelt,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
H. Hilliard,

Messrs. Hankinson,  
Hamilton,  
Kline,  
Lydecker,  
Lindsley,  
Muir,  
McKee,  
Ryall, (speaker,)  
Roges,  
Scull,  
Shay,  
Stewart,

Sloan—25.

And the said bill having been  
 Considered by sections and agreed to,  
 Was ordered to be engrossed for a third reading.

The engrossed bill to authorise the executors of John S. Chambers, deceased, to fulfil a contract made by said deceased, with George Sweet and John Sweet,

Having been three times read and compared in the House of Assembly,

Upon the question,  
 Shall this bill pass?

It was decided in the affirmative unanimously.

The engrossed bill to authorise the sale of the real estate of Mary Freeman, of the county of Monmouth,

Having been three times read and compared in the House of Assembly,

Upon the question,  
 Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said bills, that the Clerk carry the same to Council, inform them of the passage thereof, and request their assent to the same.

The vote upon the final passage of the act to incorporate the Yardleyville Delaware Bridge Company,

Was re-considered,

And the unanimous consent of the House having been given to sundry amendments to the same,

The said bill was

Ordered to be re-engrossed.

The act to authorise the enclosure of woodland at Caldwell, in the county of Essex,

Was taken up,

Considered by sections, and

Ordered to be engrossed for a third reading.

House adjourned to three o'clock, P. M.



MONDAY AFTERNOON, Feb. 9, 1835.

*Three o'clock the House met.*

Mr. I. Hilliard presented a petition from Mary Haines, of the County of Burlington, praying to be divorced from her husband,

Which was read, and

Referred to Messrs. I. Hilliard, Scull and Thompson.

Mr. Whitehead, from the committee on that subject, reported a bill relative to the Newark Fire Department,

Which was read, and

Ordered to a second reading.

And to be printed.

The engrossed bill to authorise the sale of the real estate of Enoch Thorn, deceased, by a trustee therein named,

Was taken up,

On its third reading, and the same

Having been read three times,

And compared,

Upon the question.

Shall this bill pass?

It was decided in the affirmative by the following vote:

YEAS,

Messrs. Bryant,  
Brotzman,  
Breese,  
Burtis,  
Crowell,  
Cooper,  
Flummerfelt,  
Fish,

Messrs. Greer,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
I. Hilliard,  
Hankinson,  
Hardenbergh,

Messrs. Humphreys,  
Hamilton,  
Hunt,  
Johnson,  
Kline,  
Lydecker,  
Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
Muir,

Messrs. McKee,  
Newcomb,  
Parsons,  
Page,  
Ryall, (speaker)  
Shay,  
Stewart,  
Sloan,  
Thompson,  
Vandyke,

Whitekar—37.

NAY,

Mr. Ross—1.

Ordered, That the Speaker sign the said bill, that the clerk carry the same to Council, inform them of its passage, and request their assent to the same.

The act supplementary to the act to incorporate Trustees of Religious Societies, passed the 12th of June, 1799,

Was again taken up,

And while under consideration,

Mr. Hardenbergh desired the yeas and nays upon agreeing to the first section of the bill, but before the same was taken,

The said bill was further postponed.

The act to regulate the Practice of Medicine on Botanic Principles,

Was again taken up,

And the first section disagreed to by the following vote:

YEAS,

Messrs. Brotzman,  
Burtis,  
Crowell,  
Flummerfelt,  
Greer,  
Gifford,  
I. Hilliard,  
Hamilton,

Messrs. Lydecker,  
S. B. Lippincott,  
Ryall, (speaker,)  
Scull,  
Shay,  
Stewart,  
Sloan,  
Whitekar—16.

## NAYS,

Messrs. Bryant,  
Breese,  
Cooper,  
Fish,  
Garrison,  
Hopper,  
Haight,  
H. Hilliard,  
Hankinson,  
Hardenbergh,  
Hunt,  
Johnson,

Messrs. Kline ,  
Lindsley,  
J. Lippincott,  
Muir,  
M'Kee,  
Newcomb,  
Parsons,  
Page,  
Ross,  
Thompson,  
Vandyke,  
Whitehead—24.

The other sections of said bill having been severally disagreed to, and the House having refused to order the said bill to be re-committed,

It was thereupon ordered to be stricken from the files of the House.

Mr. Thompson, with leave, called up the resolution offered by him fixing the period of adjournment,

And the same was disagreed to and stricken from the files of the House.

The act to authorise a sale of the real estate of James I. Post,

Was taken up,

Read, considered by sections, and

Ordered to be engrossed for a third reading.

The act to authorise the enclosure of a tract of woodland at Hackensack, in the county of Bergen,

Was taken up,

Read by sections,

Agreed to, and

Ordered to be engrossed for a third reading.

The act to authorise the chosen freeholders of the county of Essex to build a bridge over Elizabethtown creek at Elizabethtown,

Was Read,

Considered by sections, and

Ordered to be engrossed for a third reading.

The House adjourned to 10 o'clock to-morrow morning.

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## HOUSE OF ASSEMBLY,

TUESDAY MORNING, Feb. 10, 1835,

*House met at 10 o'clock.*

Mr. I. Hilliard, from the committee on that subject, reported a bill entitled,

“An act to divorce Mary Haines from her husband, George E. Haines,

Which was read by its title, and

Ordered to a second reading;

Ordered, That the printing of said bill be dispensed with.

The engrossed bill from Council to authorise a sale of the real estate of Joseph P. Chamberlain, deceased,

Was taken up,

And the same having been read three times,

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The engrossed bill to authorise the enclosure of a certain tract of woodland in the county of Essex,

Was taken up,

And the same having been three times read and compared,



Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The engrossed bill to authorise the freeholders of the county of Essex to construct a draw or swing bridge over Elizabethtown creek at Elizabethtown,

Was taken up,

And having been read three times and compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The House proceeded to the order of the day, and went into Committee of the whole, Mr. Sloan of Hunterdon in the Chair, upon the bill entitled,

“An act for the regulation and government of Jails,”

And while the same was under consideration,

The committee rose,

Reported progress,

And had leave to sit again.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council had passed an act entitled,

“An act to authorise the Guardians of the minor grand children of Elizabeth Hance, dec., to execute a deed to John Hance for lands in the county of Cumberland,”

To which the assent of the House of Assembly, was requested;

Which said bill was read by its title, and

Referred to Messrs. Hunt, Stiles, and Hankinson.

House adjourned to 3 o'clock, P. M.

TUESDAY AFTERNOON, Feb. 10, 1835.

*Three o'clock the House met.*

Mr. Breese presented a petition from sundry citizens of the county of Somerset, praying a repeal of part of the Insolvent law of this State,

Which was read, and

Laid on the table.

Mr. M'Kee presented a memorial from the township committees of Ewing and Trenton, praying Legislative aid in relation to certain real estate,

Which was read, and

Referred to Messrs. M'Kee, Crowell and Scull.

Mr. Garrison presented a petition from sundry citizens of the county of Hunterdon, praying the passage of a law to compensate Grand Jurors,

Which was read, and

Referred to Messrs. Garrison, Hardenbergh and Gifford.

Mr. Crowell presented to the House the report of the proceedings of a meeting held at Woodbridge, accompanied by certain resolutions of said meeting, in favor of removing the seat of Government to Perth Amboy, together with a petition requesting leave to bring in a bill for that purpose at the next session of the Legislature;

Which papers were read, and

Ordered to lie on the table.

Mr. Stiles presented a petition from numerous citizens of the county of Burlington in favor of the bill relative to the Society of Friends now pending before the House,

Which was read, and

Ordered to lie on the table.

Mr. Thompson offered a resolution fixing the time of the adjournment of the House on the 25th of February,

Which was read, and

Ordered to lie on the table.

Mr. Haight, with leave, presented a bill to authorise the

sale of the real estate of Peter Drummond, a lunatic, of the county of Monmouth,

Which was read, and

Ordered to a second reading.

Mr. Hunt from the committee to whom was referred the act from Council to authorise the Guardians of the minor grand children of Elizabeth Hance, to execute a deed to John Hance,

Reported the same without amendment,

And the said bill was

Ordered to stand on a second reading.

The House resolved itself into a committee of the whole, Mr. Bryant, of Essex, in the Chair, and resumed the consideration of the "Act for the regulation and government of Jails," and while the same was under consideration the committee rose and reported to the House that they had disagreed to the said bill;

And the House having agreed to said report,

The committee were discharged from the further consideration thereof.

Mr. Hardenbergh offered the following resolution:

Resolved, That it be referred to a special committee to inquire what improvements, if any, are necessary in the present mode of regulating the county Jails,

Which was read,

Agreed to, and

Referred to Messrs. Hardenbergh, Whitehead, Hamilton, J. Lippincott and Hunt.

The engrossed bill to sett off a new township in the county of Burlington, to be called the township of "Jackson,"

Having been three times read and compared,

Upon the question,

Shall this bill pass?

It was decided in the negative as follows.

## YEAS,

Messrs. Brotzman,  
 Burtis,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Greer,  
 Garrison,  
 Gifford,  
 Hopper,  
 Haight,  
 H. Hilliard,

Messrs. Hamilton,  
 Kline,  
 Lydecker,  
 Lindsley,  
 S. B. Lippincott,  
 Muir,  
 Ryall, (speaker,)  
 Rogers,  
 Scull,  
 Shay,  
 Stewart,

Sloan—23.

## NAYS,

Messrs. Biddle,  
 Bryant,  
 Breese,  
 Crowell,  
 Field,  
 Fish,  
 I. Hilliard,  
 Humphreys,  
 Hunt,  
 Johnson,  
 J. Lippincott,

Messrs. McKee,  
 Newcomb,  
 Parsons,  
 Page,  
 Ross,  
 Runyon,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar—22.

Ordered, on motion of Mr. Field, That the bill from Council entitled,

“An act to prevent the circulation of small notes,”

Be made the order of the day,

In committee of the whole,

On Thursday, the 19th of February, inst.



The engrossed bill to authorise the sale of the real estate of James I. Post,

Having been read three times and compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The engrossed bill entitled,

"An act to empower the owners of the Pigeon Swamp, marshes and ponds, adjoining in the South Ward of New Brunswick, in the county of Middlesex, to open and keep clear of obstruction a certain water course and ditch, for draining the said swamp, marches and ponds, passed March the twentieth, seventeen hundred and eighty,"

Having been read three times and compared,

And upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote :

### YEAS,

Messrs. Biddle,  
Bryant,  
Brotzman,  
Burtis,  
Crowell,  
Cooper,  
Flummerfelt,  
Field,  
Fish,  
Hopper,  
I. Hilliard,  
Hankinson,  
Hardenbergh,  
Humphreys,  
Hamilton,  
Hunt,

Messrs. Johnson,  
Lydecker,  
J. Lippincott,  
S. B. Lippincott,  
Marshall,  
M'Kee,  
Newcomb,  
Parsons,  
Page,  
Ross,  
Runyon,  
Scull,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,

Whitekar—33.

## NAYS,

Messrs. Breese,  
Greer,  
Garrison,  
Gifford,

Messrs. Lindsley,  
Ryall, (speaker)  
Rogers,  
Shay,  
Stewart—9.

Ordered, That the Speaker sign the said bills, that the Clerk carry the same to Council, inform them of the passage thereof, and request their assent to the same.

The re-engrossed bill entitled,

“An act to incorporate the Yardleville Delaware Bridge Company,”

Having been three times read and compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

## YEAS,

Messrs. Biddle,  
Bryant,  
Brotzman,  
Breese,  
Burtis,  
Crowell,  
Flummerfelt,  
Field,  
Fish,  
Greer,  
Hopper,  
Haight,  
H. Hilliard,  
I. Hilliard,

Messrs. Hankinson,  
Hardenbergh,  
Humphreys,  
Hamilton,  
Johnson,  
Kline,  
Lydecker,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
McKee,  
Parsons,  
Page,  
Ross,

Messrs. Ryall, (speaker,)  
Runyon,  
Rogers,  
Shay,

Messrs. Stewart,  
Sloan,  
Vandyke,  
Whitehead—36.

### NAYS,

Messrs. Crowell,  
Hunt,  
Lindsley,

Messrs. Newcomb,  
Scully,  
Stiles,  
Thompson—7.

Ordered, That the Speaker sign the same, that the Clerk inform Council that the final vote upon the passage of said bill had been re-considered, and the same had been re-engrossed.

The act to incorporate the Morris and Sussex Manufacturing Company,

Was taken up,

Read by sections,

And ordered to be engrossed for a third reading.

The act supplementary to the act concerning Taxes.

Was taken up,

And while under consideration,

The same was ordered to be postponed.

House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

WEDNESDAY MORNING, Feb. 11, 1835.

*Ten o'clock the House met.*

Mr. S. B. Lippincott presented a petition from numerous citizens of the county of Gloucester in favor of the passage of the bill relative to the Society of Friends,

Which was read, and

Ordered to lie on the table.

Mr. Humphreys also presented a petition from the county of Salem, in favour of the same bill,

Which was read, and

Ordered to lie on the table.

Mr. Parsons presented a petition from the County of Essex, in favour of the establishment of a new county, to be called the county of Passaic,

Which was read, and

Referred to Messrs. Parsons, Hopper and Lindsley.

Mr. Stiles presented the petition of sundry citizens of Burlington, in favor of the bill relative to the Society of Friends,

Which was read, and

Ordered to lie on the table.

The Speaker laid before the House a petition from A. P. Atkinson, guardian of the infant children of Timothy Corlies, for the passage of a law to sell certain real estate for the benefit of said heirs,

Which was read, and

Referred to Messrs. Hardenbergh, Marshall and Gifford.

Mr. Burtis, from the committee, reported a bill to divorce Abigail Ely,

Which was read by its title, and

Ordered to a second reading;

Mr. Stiles, from the committee, reported a bill to authorise the draining of marl beds, in the county of Gloucester,



Which was read and  
Ordered to a second reading.

Mr. Ackerman, from the committee on that subject, reported an act to release to Elizabeth Taylor the right of the State of New Jersey to certain lands which have escheated to the State.

The House then went into committee of the whole upon the order of the day, being an act relative to the unincorporated Religious Society of Friends,

Mr. Dickerson of Morris in the chair,

And having spent some time in the consideration and discussion thereof, the committee rose, reported progress, and had leave to sit again this afternoon.

House adjourned to 3 o'clock, P. M.

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WEDNESDAY AFTERNOON, Feb. 11, 1835.

*House met at three o'clock.*

Mr. Lydecker offered the following resolution:

Resolved, That the Treasurer of this State be required to report to the Legislature as soon as may be, why the State Tax due from the county of Bergen, for the last year, remains unpaid into the State Treasury, in accordance with the resolution passed by the Legislature of the last year,"

Which was read, and agreed to.

Mr. Hopper laid before the House the following report from John M. Cornelison and John Engle, relative to the State Lands in Bergen.

*To the Honorable, the Legislative Council and General Assembly of the State of New Jersey :*

The report of John M. Cornelison and John Engle, two of the Trustees appointed by the Legislature to take charge of the lands in the county of Bergen, formerly belonging to John G. Leake, deceased, show that the suits for trespass being not yet completed, more of the proceeds of said land have yet come into their possession.

JOHN M. CORNELISON.  
JOHN ENGLE.

January 9, 1835.

Which report was read and agreed to.

Messrs. S. B. Lippincott and Scull presented the House petitions from numerous citizens of the counties of Salem and Gloucester, in favor of the bill relative to the religious Society of Friends,

Which were severally read, and  
Ordered to lie on the table.

Mr. Breese, from the committee on that subject, reported a bill to divorce George Bockoven, Jr.

Which was read, and  
Ordered to a second reading.

Mr. McKee, from the committee, reported a bill entitled, "An act to authorise Israel Fish to convey certain real estate to the inhabitants of the township of Trenton, in the county of Hunterdon,

Which was read, and  
Ordered to a second reading.

The House again went into committee of the whole, Mr. Dickerson in the chair,

And resumed the consideration of the bill relative to the Society of Friends,

And after some time spent in the discussion and consideration thereof, the committee rose, reported progress, and had leave to sit again to-morrow morning at 10 o'clock.

Mr. Field presented to the House the petition of the administrators of J. O. Clarke, praying authority to sell real estate,  
 Which was read, and  
 Referred to Messrs. Field, Breese and Shay.  
 The House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

THURSDAY MORNING, Feb. 12, 1835.

*Ten o'clock the House met.*

Mr. Hamilton presented to the House the petition of Ann Cassidy, widow of James Cassidy, and others, praying authority to confirm a contract made by said deceased with one Alexander Boyles,

Which was read, and

Referred to Messrs. Hamilton, Brotzman and Sloan.

Mr. Muir presented a petition from Hannah Dalrymple for a divorce,

Which was read, and

Referred to Messrs. Muir, Ackerman and Greer.

Mr. Field, from the committee on that subject, reported a bill to authorise the sale of the real estate late of Elsha Clarke, deceased,

Which was read, and

Ordered to a second reading.

Mr. Marshall, from the committee on that part of the Governor's Message which related to a Geological Survey of the State, made the following

## REPORT:

The Committee, to whom was referred so much of the Governor's Message as relates to a Geological Survey of the State of New Jersey, beg leave to make the following report:

The subject of a Geological and Mineralogical survey of the State, is one which has frequently been presented to the attention of the Legislature, but as yet no effort has been made to accomplish so desirable an object. The mineral resources of New Jersey are unquestionably rich and diversified. There are few countries in the world, of the same extent, that can boast of a greater abundance or variety. Copper is profusely scattered over various parts of the State, of a superior quality and easily accessible. Her beds of iron are inexhaustible, while she possesses peculiar facilities for manufacturing it. She has stupendous veins of Zinc; Lime Stones and Marbles in abundance; while the recent discovery of innumerable beds of Marl, is fast converting her deserts of pine and sand into regions of fertility and wealth. But the fulness and extent of these mineral treasures are far from being accurately known. They have never yet been explored. Their discovery has been the result of accident, or because they lie so near the surface as to obtrude themselves upon the view. How many valuable metals lie buried in the bowels of the earth, can only be ascertained by a scientific survey. Such a survey, the Committee believe, while it would involve a trifling expenditure, might lead to the most important discoveries. It would tend to develop still further the wealth and resources of the State. It would have a tendency to advance the progress of science, to exalt the character of New Jersey, and to promote the growth and prosperity of her Agricultural and Manufacturing industry. The committee, therefore, beg leave to report a bill, authorizing the Governor to employ some suitable person to make a Geological and Mineralogical survey of the State.

WILLIAM MARSHALL,

Chairman of Committee.

Which was read, and  
Agreed to, and  
Ordered to be printed.

Mr. Marshall also reported therewith the following bill:



"An act to provide for a Geological and Mineralogical Survey of the State of New Jersey,"

Which was read by its title, and  
Ordered to a second reading,  
And to be printed.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council had passed the following bill, from the House of Assembly:

"An act to prevent the vending, burning, or exploding of fire crackers or squibs,"

With sundry amendments,

To which amendments the assent of the House of Assembly is requested.

Also, Council have passed a bill entitled,

"A supplement to an act entitled, an act directing the descent of real estate, passed the 29th day of June, 1817,"

To which bill the assent of the House of Assembly is requested.

The act to prevent the burning of fire crackers, squibs, &c.

Was read with the amendments,

And the same having been agreed to,

The said bill was

Ordered to be re-engrossed for a third reading.

The act supplementary to the act directing the descent of real estate,

Was read, and

Ordered to be referred to Messrs. Field, Marshall, and Ross.

Ordered, on motion of Mr. Rogers, that the petitioners for the new township of Jackson, in the county of Burlington, be permitted to withdraw their papers.

The House then went into committee of the whole, Mr. Dickerson in the Chair, upon the bill relative to the religious Society of Friends, and having gone through the same by sections, and agreed thereto, the committee rose and reported the said bill to the House with sundry amendments,

Which were read, and

Agreed to by the House.

The engrossed bill to authorise the Camden and Amboy Rail Road and Transportation Company to construct a lateral road to South River,

Was taken up,

Read three times and compared,

And the House having refused to postpone the same to the next session of the Legislature,

Or further to postpone the present consideration thereof ;

Upon the question,

Shall this bill pass ?

It was decided in the affirmative as follows :

### YEAS,

Messrs. Ackerman,

Bryant,

Crowell,

Cooper,

Dickerson,

Field,

Fish,

Hopper,

H. Hilliard,

Hankinson,

Humphreys,

Hamilton,

Hunt,

Messrs. Johnson,

J. Lippincott,

S. B. Lippincott,

Muir,

Newcomb,

Parsons,

Page,

Ross,

Ryall, (speaker,)

Runyon,

Smith,

Stiles,

Vandyke

Whitehead—27.

### NAYS,

Messrs. Biddle,

Brotzman,

Breese,

Burtis,

Flummerfelt,

Greer,

Garrison,

Gifford,

Hardenbergh,

Kline,

Messrs. Lydecker,

Lindsley,

Marshall,

McKee,

Rogers,

Scull,

Shay

Stewart,

Sloan,

Thompson—20.

Ordered, That the Speaker sign the said bill, that the Clerk carry the same to Council, inform them of its passage, and ask their assent thereto.

House adjourned to 3 o'clock, P. M.

THURSDAY AFTERNOON, Feb. 12, 1835.

*Three o'clock the House met.*

Mr. Lydecker presented to the House the statement of John Engle, one of the Trustees of the State Lands in the county of Bergen, praying compensation for services, and repayment for expenditures in relation to said lands,

Which was read, and

Referred to the Incidental Committee.

Mr. Bryant presented the petition of the citizens of Elizabeth-Town in favor of the passage of the act to authorise limited partnerships,

Which was read, and

Laid on the table.

Mr. M'Kee, with leave, presented a bill entitled,

"An act to incorporate the Assanpink Manufacturing Company,

Which was read, and

Ordered to a second reading.

The engrossed bill to incorporate the Morris and Sussex Manufacturing Company,

Was read three times and compared,

And upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Brotzman,  
 Breese,  
 Crowell,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Field,  
 Greer,  
 Garrison,  
 Hopper,  
 H. Hilliard,  
 Hankinson,  
 Hardenburgh,  
 Humphreys,  
 Hamilton,

Messrs. Johnson,  
 Lydecker,  
 J. Lippincott,  
 Muir,  
 Marshall,  
 McKee,  
 Parsons,  
 Page,  
 Ross,  
 Ryall, (speaker,)  
 Runyon,  
 Shay,  
 Stewart,  
 Sloan,  
 Smith,  
 Stiles  
 Thompson,  
 Whitehead—36.

## NAYS,

Messrs. Hunt,  
 Lindsley,  
 Newcomb,

Messrs. Rogers,  
 Scull,  
 Whitekar—6.

Ordered, That the Speaker sign the said bill, that the clerk carry the same to Council, inform them of its passage, and ask their concurrence.

The House then resumed the consideration of the additional supplement to the act concerning Taxes,

And having considered the same by sections,

And agreed thereto,

Ordered, That the said bill be re-engrossed for a third reading.



A message from Council, by Mr. Westcott, their Secretary, informed the House of Assembly that Council had passed the following bills from the House:

“An act to authorise trustees therein named to sell parts of the real estate of Aaron Steward, dec.

“An act to incorporate the Fairfield Social Library Company.”

“An act to authorise the sale of the wood standing on certain real estate of Henry Remsen, late of the county of Monmouth, dec.; and

“An act to incorporate the Boudinot Manufacturing Company,”

Without amendment;

And that Council have passed a bill from the House of Assembly, entitled,

“An act to regulate the standard of Weights within the State of New Jersey,”

With an amendment,

To which the assent of the House was requested,

And that Council have passed the following bills:

“An act to authorise the sale of real estate of Anna Hornblower, deceased, late wife of Josiah Hornblower,”

“An act to incorporate the Mechanics Hall Association in the town of Newark, New Jersey,” and

“A supplement to an act entitled, an act to authorise the Chosen Freeholders of the County of Cumberland to build a bridge over Cohansey Creek, at the town of Bridgeton, passed the 26th day of January, 1833,”

To which bills the assent of the House of Assembly is requested,

And that Council have passed a joint resolution relating to the disposition of certain copies of Gordon's History and Gazetteer of New Jersey, in possession of the State,”

And requesting the concurrence of the House of Assembly.

The act to regulate the Standard of Weights, &c.

Was taken up,

And the amendments made thereto in Council having been read and agreed to, the said bill

Was ordered to be re-engrossed for a third reading.

The act to sell the real estate of Anna Hornblower,

Was read by its title, and

Referred to Messrs. Parsons, Stiles and Garrison.

The act to incorporate the Mechanics Hall Association in the town of Newark,

Was read by its title, and  
Ordered to a second reading.

The supplement to the act relative to the Draw Bridge over  
Cohansey Creek,

Was read by its title, and  
Referred to Messrs. Hunt, Thompson and Lindsley.

The Joint Resolution relative to the disposal of certain co-  
pies of Gordon's History, &c.

Was read, and  
Ordered to a second reading,

The act to authorise Israel Fish to convey certain real estate  
to the township of Trenton,

Was read,  
Considered by sections, and was  
Ordered to be engrossed for a third reading.

The act to authorise limited partnerships,

Was taken up,  
And while under consideration,  
Was postponed.

The supplement to the act to incorporate the Plainfield Mu-  
tual Assurance Fire Company,

Was read, agreed to, and  
Ordered to be engrossed for a third reading.

The supplement to the act to regulate the Newark Fire De-  
partment,

Was read,  
Agreed to, and  
Ordered to be engrossed for a third reading.

The act to authorise the guardians of the minor grand chil-  
dren of Elizabeth Hance to convey real estate to John Hance,

Was read,  
And agreed to, and  
Ordered to a third reading.  
House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

FRIDAY MORNING, FEB. 13, 1835.

*Ten o'clock the House met.*

The Speaker laid before the House a communication from the Board of Managers of the Pennsylvania Institution for the Instruction of the Blind, desiring the aid of the Legislature of New Jersey, and an appropriation for the instruction of the Indigent Blind of this State,

Which was read, and

Referred to Messrs. Hardenbergh, Scull and Kline.

Mr. Dickerson, from the special committee on that subject, reported a bill entitled,

"An act to secure a more equal and just system of taxation,"

Which was read by its title,

Ordered to a second reading.

And to be printed.

Mr. Field, from the committee to whom had been referred the bill from Council entitled,

"A supplement to an act directing the descent of real estate,"

Reported the same,

Without amendment,

Which bill was read by its title, and

Ordered to a second reading,

Mr. Garrison, from the committee on that subject, reported an act to compensate Grand Jurors for their attendance at Courts,

Which was read, and

Ordered to a second reading.

And to be printed.

Mr. Hamilton, from the committee, reported a bill to authorise the administrators of James Cassidy to fulfil an agreement made by said deceased with Alexander Boyles,

Which was read by its title, and  
Ordered to a second reading.

Mr. Parsons, from the Committee to whom had been referred the bill from Council to authorise a sale of the real estate of Anna Hornblower,

Reported the same without amendment.

Which bill was read by its title, and

Ordered to a second reading.

Mr. Hunt, from the committee to whom had been referred the bill from Council relative to the draw bridge over Cohanssey Creek, at Bridgeton, reported the same without amendment,

Which bill was read, and

Ordered to a second reading.

Mr. S. B. Lippincott, from the committee to whom had been referred the petition from Gloucester in relation to sales of real estate by Sheriffs, reported a bill, entitled,

"A further supplement to an act entitled, an act making lands liable to be sold for the payment of debts, passed February 18, 1779,"

Which was read, and

Ordered to a second reading,

And to be printed.

Mr. Field, with leave, presented a bill entitled,

"An act to abolish Imprisonment for Debt in certain cases, and to punish Fraudulent Debtors,"

Which was read by its title, and

Ordered to a second reading,

And to be printed.

The House then resumed the consideration of the act relative to the Religious Society of Friends,

And while the 1st section of the same was under consideration, was postponed until afternoon.

House adjourned to 3 o'clock, P. M.



FRIDAY AFTERNOON, February 13, 1835.

*Three o'clock P. M. the House met.*

Mr. Whitehead presented the petitions of H. W. Clapp and Nathan Bolles, praying a law to confirm and carry into effect an agreement made between them,

Which was read, and

Referred to Messrs. Whitehead, Ackerman and Flummerfelt.

The House resumed the consideration of the act relative to the Society of Friends, and after some time spent therein, the said bill,

On motion of Mr. Whitehead,

Was postponed until Tuesday next, at 10 o'clock, A. M.

Mr. Parsons moved that when the House adjourn, they will adjourn until Monday afternoon next, at 3 o'clock,

And the yeas and nays being called for and ordered, the said motion was agreed to by the following vote:

# YEAS,

Messrs. Bryant,  
Brotzman,  
Breese,  
Burtis,  
Dickerson,  
Field,  
Fish,  
Hardenbergh,  
Hamilton,  
Kline,  
S. B. Lippincott,

Messrs. Marshall,  
McKee,  
Parsons,  
Ross,  
Ryall, (speaker)  
Runyon,  
Stewart,  
Sloan,  
Smith,  
Stiles,  
Vandyke,

Whitehead—23.

## NAYS,

Messrs. Ackerman,  
Biddle,  
Cooper,  
Flummerfelt,  
Greer,  
Garrison,  
Hopper,  
H. Hilliard,  
Hankinson,  
Humphreys,  
Hunt,

Messrs. Johnson,  
Lydecker,  
Lindsley,  
J. Lippincott,  
Muir,  
Newcomb,  
Page,  
Rogers,  
Scull,  
Shay,  
Whitekar—22.

A message from Council, by Mr. Westcott, their Secretary, informed the House that Council had passed the following bills:  
“An act to incorporate the Bridgeton Beneficial Society of the county of Cumberland, New Jersey.”

“An act authorising a trustee to sell and convey certain real estate late of Caleb Runk, deceased,” and

“An act to repeal an act entitled, an act to enable the owners of a certain swamp and low lands near Abraham P. Bogart’s, at Maucassion, township of Pompton, in the county of Bergen, to open the outlet and drain the same,”

Which said bills were severally read, and  
Ordered to a second reading.

The House then adjourned to Monday afternoon at 3 o’clock,  
P. M.

## HOUSE OF ASSEMBLY,

MONDAY AFTERNOON, Feb. 16, 1835.

*Three oclock P. M. the House met*

The act to authorise the sale of the wood and timber on certain real estate of Peter Drummond, of the county of Monmouth, a lunatic,

Was read by sections,

Agreed to, and

Ordered to be engrossed for a third reading.

The act to divorce Abigail Ely,

Was taken up, read,

And while under consideration,

Was ordered to be postponed.

The act to authorise the Guardians of the minor grand children of Elizabeth Hance to convey real estate to John Hance,

Was called up, with leave,

And thereupon,

The vote upon ordering the said bill to a third reading,

Was re-considered,

And the said bill being amended,

The same was ordered to be re-engrossed for a third reading.

The act to release to Elizabeth Taylor the right to certain lands which have escheated to the State at Lodi, in the county of Bergen,

Was read, agreed to, and

Ordered to be engrossed for a third reading.

The act to divorce George Bockoven, Jr.

Was taken up,

And while under consideration,

Mr. Lindsley presented a remonstrance against said bill from Mrs. Bockoven,

Which was read, and

Laid on the table,

And thereupon the said bill was postponed.

The act to sell the real estate of Elisha Clark, deceased,  
Was taken up,

Read by sections, agreed to, and

Ordered to be engrossed for a third reading.

The act to authorise a Geological and Mineralogical Survey  
of the State,

Was made the order of the day in committee of the whole  
for next Wednesday.

The bill from Council supplementary to the act directing  
the descent of real estate,

Was read, and agreed to, and

Ordered to a third reading.

The act relative to the draw bridge over the Cohansey at  
Bridgeton,

Was taken up,

And while under consideration,

The same was postponed.

The Joint resolution from Council relative to the disposition  
to be made of certain copies of Gordon's History of New Jersey,

Was read, agreed to, and

Ordered to a third reading.

A message from Council by Mr. Westcott, their Secretary,  
informed the House that Council had passed the following  
bills:

"An act to incorporate the Bordentown Water Company,"

"An act to authorise the sale of certain real estate, late of  
David Woolman, deceased,"

Without amendment.

Council have disagreed to the bill from the House of As-  
sembly, entitled,

"An act to divorce Catharine Delamater from her husband,  
Isaac A. Delamater,"

And return the same to the House with the accompanying  
papers.

The act to secure a more equal and just system of taxation,  
Was taken up, read,

And while the 1st section was under consideration,

The House adjourned to 10 o'clock to-morrow morning.



## HOUSE OF ASSEMBLY,

TUESDAY MORNING, Feb. 17, 1835,

*House met at 10 o'clock*

Mr. H. Hilliard presented a petition from citizens of the county of Morris, praying a repeal of the Insolvent law,  
Which was read, and  
Laid on the table.

Mr. Ackerman presented the petition of Sarah Ennis, for a divorce,

Which was read, and

Referred to Messrs. Ackerman, Bryant and J. Lippincott.

Mr. Hamilton, with leave, presented a bill entitled,

"A supplement to the New Jersey, Hudson and Delaware Rail Road Company,

Which was read by its title, and

Ordered to a second reading.

Mr. Vandyke presented the remonstrance of Samuel Craft, John Evans, Benjamin Cooper, and David Clarke, against the passage of the act relative to the unincorporated Religious Society of Friends,

And the reading thereof having been dispensed with,

The same was ordered to lie on the table.

Mr. Bryant presented the petition of sundry citizens of Elizabeth, in this state, praying some additional legislation to prevent prize fights,

Which was read, and

Referred to Messrs. Bryant, Lydecker and Muir.

The House then resumed the consideration of the act relative to the unincorporated Religious Society of Friends, and after some time spent in the consideration thereof,

On motion of Mr. Sloan,

The said bill was postponed until this afternoon.

House adjourned to 3 o'clock, P. M.

TUESDAY AFTERNOON, Feb. 17, 1835.

*Three o'clock the House met.*

Mr. Lydecker presented a petition from citizens of the county of Bergen, praying an act to incorporate an Insurance Company, to be located at Jersey City,

Which was read, and

Referred to Messrs. Lydecker, Greer and Burtis.

Mr. Parsons presented numerous petitions from the county of Essex, in favour of the new county of Passaic,

Which were read, and

Referred to the committee on that subject.

Mr. Humphreys called up the memorial relating to the Salem Banking Company,

Which, on his motion, was thereupon

Referred to Messrs. Humphreys, Whitekar and Hunt.

Mr. Page, with leave, presented a bill entitled,

“A supplement to the act entitled, an act concerning Inns and Taverns, passed 24th February, 1797, and the several supplements thereto,

Which was read by its title, and

Ordered to a second reading.

Mr. Muir, with leave, presented a bill entitled,

“An act supplementary to an act entitled, an act to incorporate the Clinton Manufacturing Company,”

Which was read, and

Ordered to a second reading.

The House then resumed the consideration of the act relative to the Society of Friends,

And after a discussion thereof, the 1st section of the said bill was agreed to by the yeas and nays as follows:

## YEAS,

Messrs. Biddle,  
 Brozman,  
 Butts,  
 Crowell,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Field,  
 Greer,  
 Bopper,  
 H. Williard,  
 Haskinson,  
 Humphreys,

Messrs. Hamilton,  
 Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Muir,  
 Ryall, (speaker,)  
 Rogers,  
 Scull,  
 Shay,  
 Sloan,  
 Smith,  
 Stiles,—26.

## NAYS,

Messrs. Ackerman,  
 Bryant,  
 Breese,  
 Fish,  
 Garrison,  
 Hardenbergh,  
 Hunt,  
 Johnson,  
 Kline,  
 Marshall,

Messrs. McKee,  
 Newcomb,  
 Parsons,  
 Page,  
 Ross,  
 Runyon,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar—20

And the remaining sections of the said bill having been generally agreed to, the same was

Ordered to be engrossed for a third reading.

The act to authorise Israel Fish to convey certain real estate to the township of Trenton,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The act to authorise the enclosure of a tract of woodland at  
 Hackensack, in the county of Bergen,  
 Was read three times and compared,  
 Upon the question,  
 Shall this bill pass?  
 It was decided in the affirmative unanimously.  
 The act to prevent the vending or burning of fire crackers  
 or squibs, &c.,  
 Was read,  
 And the amendments made in Council having been hereto-  
 fore agreed to,  
 The said bill was read the third time, as re-engrossed,  
 And while under consideration  
 Mr. Hamilton offered an amendment,  
 Which being declared out of order,  
 He moved to re-commit the bill;  
 Which motion having been disagreed to,  
 Upon the question,  
 Shall this bill pass?  
 It was decided in the affirmative by the following vote :

## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Brotzman,  
 Burtis,  
 Crowell,  
 Cooper,  
 Flummerfelt,  
 Field,  
 Fish,  
 Hopper,  
 H. Hillard,  
 I. Hilliard,  
 Hankinson,  
 Hardenbergh,  
 Humphreys,  
 Hunt,  
 Johnson,  
 Kline,

Messrs. Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Muir,  
 M'Kee,  
 Newcomb,  
 Parsons,  
 Ross,  
 Ryall, (speaker)  
 Runyon,  
 Rogers,  
 Shay,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar—38.



## NAYS,

Messrs. Breese,  
Dickerson,  
Greer,  
Garrison,

Messrs. Hamilton,  
Marshall,  
Scully,  
Sloan—8.

The joint-resolution from Council relative to the disposition  
to be made of Gordon's History of New Jersey,  
Was read three times,  
And upon the question,  
Shall this joint-resolution pass?  
It was decided in the affirmative by the following vote:

## YEAS,

Messrs. Ackerman,  
Brotzman,  
Breese,  
Burtis,  
Crowell,  
Cooper,  
Dickerson,  
Field,  
Fish,  
Greer,  
Hopper,  
H. Hilliard,  
Hankinson,  
Hamilton,

Messrs. Hunt,  
Kline,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Newcomb,  
Parsons,  
Runyon,  
Shay,  
Smith,  
Stiles,  
Thompson,  
Vandyke,

Whitekar—29.

## NAYS,

Messrs. Biddle,  
 Bryant,  
 Flummerfelt,  
 Garrison,  
 I. Hilliard,  
 Hardenbergh,  
 Humphreys,  
 Johnson,

Messrs. Lydecker,  
 Lindsley,  
 J. Lippincott,  
 Ross,  
 Ryall, (speaker,)  
 Roges,  
 Scull,  
 Sloan,

Whitehead—17.

Ordered, That the Clerk inform Council that the House of Assembly have passed the said bill and joint-resolution without amendment.

The act supplementary to the act to regulate the Newark Fire Department,

Was taken up,

And Having been read three times and compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Brotzman,  
 Breese,  
 Burtis,  
 Cooper,  
 Flummerfelt,  
 Field,  
 Fish,  
 Greer,

Messrs. Hopper,  
 Haight,  
 H. Hilliard,  
 I. Hilliard,  
 Hankinson,  
 Hardenbergh,  
 Hamilton,  
 Hunt,  
 Johnson,  
 Kline,  
 Lydecker,

Messrs. Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Muir,  
 Marshall,  
 M'Kee,  
 Newcomb,  
 Parsons,  
 Page,  
 Ross,

Messrs. Ryall, (speaker,)  
 Runyon,  
 Scull,  
 Shay,  
 Stewart,  
 Sloan,  
 Smith,  
 Sules,  
 Thompson,  
 Whitehead—42.

NAY,

Mr. Rogers—1.

The act to release to Elizabeth Taylor the right of the State to certain lands at Lodi, in the county of Bergen,  
 Was read three times and compared, and  
 Upon the question,  
 Shall this bill pass?

It was decided in the affirmative unanimously.

The act to sell certain real estate of Elisha Clarke, dec., of the County of Middlesex,  
 Was read three times and compared, and  
 Upon the question,  
 Shall this bill pass?

It was decided in the affirmative unanimously.

The act supplementary to the act to Incorporate the Plainfield Mutual Fire Assurance Company,  
 Was read three times and compared, and  
 Upon the question,  
 Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said bills, that the Clerk carry the same to Council, inform them of the passage thereof, and request their assent to the same.

The act to alter the boundary line between the townships of Orange and Clinton, in the county of Essex,  
 Was taken up, and

Having been three times read and compared,  
 Upon the question,  
 Shall this bill pass?  
 It was decided in the negative by the following vote:

## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Brotzman,  
 Field,  
 Fish,  
 I. Hilliard,  
 Humphreys,  
 Hunt,  
 Johnson,  
 Lindsley,

Messrs. J. Lippincott,  
 Newcomb,  
 Parsons,  
 Ross,  
 Runyon,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar—16.

## NAYS,

Messrs. Breese,  
 Burtis,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Greer,  
 Garrison,  
 Hopper,  
 H. Hilliard,  
 Hankinson,  
 Hardenbergh,

Messrs. Hamilton,  
 Kline,  
 Lydecker,  
 S. B. Lippincott,  
 Muir,  
 Marshall,  
 M'Kee,  
 Ryall, (speaker,)  
 Rogers,  
 Scull,  
 Shay,

Sloan—23.



Ordered, that the said bill be dismissed.

The act to authorise the Guardians of the minor grand children of Elizabeth Hance, dec., to convey land to John Hance,

Was read a third time as amended, and

On the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said bill, and that the Clerk carry the same to Council, inform them that this House has passed the same,

With sundry amendments,

And to which amendments they request the assent of Council.

A message from Council, by Mr. Westcott, their Secretary, informed the House that Council had passed a Joint Resolution deprecating the passage of any law by this Legislature, authorising or recognising any other rail road which shall be intended or used for the transportation of passengers or merchandise between Philadelphia and New York,

And requesting the concurrence of the House of Assembly.

And that Council had disagreed to the bill from the House of Assembly, entitled,

"An act to divorce Ann Frost from her husband, Franklin B. Frost,"

And returned the same with the documents accompanying.

Mr. Marshall offered the following resolution:

Resolved, That a committee be appointed to inquire what, and if any, deficit exists in the accounts of the late Clerks of the Court of Chancery, preceding the present incumbent, and report to this House by resolution or otherwise.

Which was read, and

The House having refused to lay the same on the table,

Agreed thereto,

And the same was

Referred to Messrs Marshall, Whitehead and Hamilton.

The Joint Resolution from Council relative to the policy of the State in refusing to pass any other rail road bill, &c.

Was read, and

Referred to Messrs. Hamilton, H. Hilliard and McKee.

House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY,

WEDNESDAY MORNING, Feb. 18, 1835.

*Ten o'clock the House met.*

Mr. Page presented the petition of the heirs and widow of Richard W. Eayre, Esq. deceased, late of the county of Burlington, praying some legislative aid in giving effect to the will of the said testator,

Which was read, and

Referred to Messrs. Page, Whitehead and Cooper.

Mr. Parsons presented a petition from the First Particular Baptist Church of Paterson, praying a grant of land belonging to the State for a burial ground for said church at Paterson, in the county of Essex,

Which was read, and

Referred to Messrs. Parsons, Brotzman and Garrison.

Mr. Lydecker, with leave, presented a bill entitled,  
 "An act to enable Albert Albestervelt, late Collector of the county of Bergen, to settle with the State Treasurer,"

Which was read, and

Ordered to second reading,

Mr. H. Hilliard, from the committee on that subject, reported a bill to authorise the draining of low lands on Black River, in the county of Morris,

Which was read, and

Ordered to a second reading,

Mr. J. Lippincott, from the minority of the committee appointed to prepare a tax bill reported an act to raise the sum \$40,000 for the year 1835.

Which was read by its title, and

Ordered to lie on the table.

The act relative to the removal of obstructions in the Passaic river at or near Little Falls,

Was taken up,

Read by sections,

And while the 6th section was being re-considered,

The said bill was postponed.

The House then went into committee of the whole,

Mr. Greer of Sussex in the chair, and proceeded to the order of the day, being

"An act to authorise a mineralogical Survey of the State,"

And after a consideration and discussion of the same, the committee rose and reported the said bill to the House,

With amendments,

Which were read, and agreed to,

And thereupon the committee were discharged.

House adjourned to 3 o'clock, P. M.

WEDNESDAY AFTERNOON, Feb. 18, 1835.

*House met at three o'clock.*

Mr. S. B. Lippincott presented the petition of sundry citizens of the city of Camden, praying the incorporation of a company to manufacture Oil from Cotton Seeds,

Which was referred to Messrs. S. B. Lippincott, Breese and Newcomb.

Mr. Kline, with leave, presented a bill to repeal the three first sections of the act for the relief of persons imprisoned for debt, passed February 19, 1830,

Which was read by its title, and

Ordered to a second reading,

And to be printed.

Mr. Whitehead, from the committee to whom was referred the petitions of H. W. Clapp and N. Bolles, reported a bill entitled,

"An act for the relief of Nathan Bolles,"

Which was read, and

Ordered to a second reading.

The engrossed bill from Council supplementary to the act to regulate the descent of real estate,

Was read three times in the House of Assembly, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

### YEAS,

Messrs. Ackerman,

Biddle,

Brotzman,

Breese,

Burtis,

Crowell,

Cooper,

Flummerfelt,

Field,

Greer,

Garrison,

Hopper,

I. Hilliard,

Hankinson,

Hardenburgh

Humphreys,

Hamilton,

Hunt,

Johnson,

Kline,

Messrs. Lydecker,

Lindsley,

J. Lippincott,

S. B. Lippincott,

Marshall,

McKee,

Newcomb,

Parsons,

Page,

Ross,

Ryall, (speaker,)

Runyon,

Rogers,

Scull,

Shay,

Stewart,

Sloan,

Stiles

Thompson,

Whitehead—40.

### NAYS,

Messrs. Dickerson and H. Hilliard—2.



Ordered, That the Speaker sign the said bill, that the Clerk carry the same to Council, inform them of its passage in this House without amendment.

The act to regulate the standard of Weights in this State,  
Was read, and

The amendments made thereto in Council

Having been agreed to,

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the same, that the clerk carry the same to Council, inform them that the House have agreed to the amendments made thereto in Council, and have ordered the same to be re-engrossed.

The act supplementary to the act concerning Taxes,

Was taken up, and

Having been read three times,

And compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative as follows:

### YEAS,

Messrs. Brotzman,

Freese,

Furtis,

Crowell,

Dickerson,

Flummerfelt,

Field,

Greer,

Garrison,

Hopper,

Hankinson,

Hardenbergh,

Humphreys,

Hamilton,

Johnson,

Messrs. Kline,

Lydecker,

J. Lippincott,

Muir,

Marshall,

McKee,

Parsons,

Page,

Ryall, (speaker)

Runyon,

Rogers,

Scull,

Shay,

Stewart,

Smith,

Stiles—31.

## NAYS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Cooper,  
Fish,  
H. Hilliard,  
I. Hilliard,

Messrs. Hunt,  
S. B. Lippincott,  
Newcomb,  
Ross,  
Thompson,  
Vandyke,  
Whitehead,

Whitekar—15.

Ordered, That the Speaker sign the said bill, that the clerk carry the same to Council, inform them of its passage, and request their assent to the same.

The engrossed bill to divorce Martha Bishop,  
Was taken up,  
And having been read three times and compared,  
Upon the question,  
Shall this bill pass?  
It was decided in the negative as follows:

## YEAS,

Messrs. Bryant,  
Crowell,  
Dickerson,  
Greer,  
H. Hilliard,  
I. Hilliard,  
Hunt,  
Johnson,  
Humphreys,

Messrs. Hamilton,  
Lydecker,  
J. Lippincott,  
S. B. Lippincott,  
McKee,  
Parsons,  
Ryall, (speaker,)  
Shay  
Vandyke—18.

## NAYS,

Messrs. Ackerman,  
 Biddle,  
 Brotzman,  
 Breese,  
 Burtis,  
 Coover,  
 Flummerfelt,  
 Feld,  
 Fish,  
 Garrison,  
 Hopper,  
 Hankinson,  
 Hardenbergh,  
 Kline,

Messrs. Lindsley,  
 Muir,  
 Marshall,  
 Newcomb,  
 Page,  
 Ross,  
 Runyon,  
 Rogers,  
 Scull,  
 Stewart,  
 Smith,  
 Stiles,  
 Thompson,  
 Whitehead,

Whitekar—29.

Ordered, That the said bill be dismissed.

The House resumed the consideration of the act to authorise  
 a Geological and Mineralogical Survey of the State,  
 And having further amended the same,  
 The first and only section of the said bill was  
 Agreed to, and  
 Ordered to be engrossed for a third reading.

A message from Council by Mr. Westcott, their Secretary,  
 informed the House that Council had passed the following  
 bill, from the House of Assembly, viz:

“An act to incorporate the Wading River Manufacturing  
 and Canal Company,”

“An act to authorise the chosen Freeholders of the county  
 of Essex to build a Draw or Swing Bridge over the navigable  
 waters of Elizabethtown Creek at Elizabethtown.”

“An act to authorise Floyd Smith and John P. Douglass, of  
 the City and State of New York, and John Post, of the city of  
 Brooklyn, in the said State of New York, to sell certain real  
 estate late of John Post, dec., situate in the county of Morris,  
 in the state of New Jersey,”

“An act for the relief of the infant children of Edward The-  
 baud.”

"An act to authorise the Camden and Amboy Rail Road and Transportation Com any to construct a lateral rail road from their main road to South River, in t e county of Middlesex,"

"An act authorising the sale of the real estate of Mary Freeman, an idiot, in the county of Monmouth."

"An act to appoint a trustee to sell the real estate of James I. Post, deceased, late of the county of Essex," and

"An act to authorise a trustee to sell certain real estate whereof Enoch Thorn died seized,"

Without amendment.

Also, that Council had passed a bill entitled,

"A further supplement to an act entitled, an act respecting slaves, passed March 14, 1798,"

And requesting the concurrence of the House of Assembly.

The act supplementary to the act concerning slaves,

Which was read by its title, and

Referred to Messrs. Dickerson, Greer and Humphreys.

The House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

THURSDAY MORNING, Feb. 19, 1835.

*Ten o'clock the House met.*

Mr. Bryant presented the petition of Wm. H. Pierson praying for a divorce,

Which was read, and

Referred to Messrs. Bryant, Runyon and Stiles.

Mr. Parsons, from the committee, reported an act authorizing the sale of a part of the land of the State at Paterson, for a burial ground for the Baptist Church,



Which was read by its title,  
 Ordered to a second reading,  
 And to be printed.

Mr. Bryant, from the committee, reported a supplement to the act for the punishment of crimes,

Which was read by its title,  
 Ordered to a second reading,  
 And to be printed.

Mr. Ackerman, from the committee, reported a bill to divorce Sarah Ennis.

Which was read by its title, and  
 Ordered to a second reading,  
 And the printing, on motion of Mr. Ackerman,  
 Was dispensed with.

Mr. Lydecker, from the committee, reported a bill to incorporate the Jersey City Marine and Fire Insurance Company in the county of Bergen,

Which was read by its title, and  
 Ordered to a second reading,

Mr. S. B. Lippincott, from the committee, reported a bill to incorporate the Camden Oil Manufacturing Company,

Which was read by its title, and  
 Ordered to a second reading.

The engrossed bill to authorise the sale of the wood and timber standing on the real estate of Peter Drummond, a lunatic, of the county of Monmouth,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The act to authorise a Geological and Mineralogical Survey of the State of New Jersey,

Having been read three times and compared in the House of Assembly,

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

## YEAS,

Messrs. Ackerman,  
 Bryant,  
 Brotzman,  
 Burtis,  
 Crowell,  
 Cooper,  
 Dickerson,  
 Field.  
 Hopper,  
 Hardenbergh,  
 Hamilton,  
 Hunt,  
 S. B. Lippincott,  
 Marshall,

Messrs. McKee,  
 Newcomb,  
 Parsons,  
 Page,  
 Ross,  
 Ryall, (speaker)  
 Runyon,  
 Scull,  
 Shay,  
 Sloan,  
 Smith,  
 Thompson,  
 Vandyke,  
 Whitekar—28.

## NAYS,

Messrs. Biddle,  
 Breese,  
 Flummerfeit,  
 Fish,  
 Greer,  
 Garrison,  
 H. Hilliard,  
 I. Hilliard,  
 Hankinson,  
 Humphreys,

Messrs. Johnson,  
 Kline,  
 Lydecker,  
 Lindsley,  
 J. Lippincott,  
 Muir,  
 Rogers,  
 Stewart,  
 Stiles,  
 Whitehead—20.

Ordered, That the Speaker sign the said bills, that the Clerk carry the same to Council, inform them of their passage, and request their assent to the same.

The act to provide for a more equal and just system of taxation,

Was taken up,

And on motion of Mr. Whitehead,

Was made the order of the day for next Monday in committee of the Whole.

The act to compensate Grand Jurors,

Was taken up,

Read, and the same was disagreed to, and

The bill was dismissed from the files of the House.

The act to authorise the administrators of James Cassedy, late of the county of Sussex, to fulfil an agreement between said deceased and Alexander Boyles,

Was read by sections,

Considered, and agreed to, and

Ordered to be engrossed for a third reading.

The act requiring Sheriffs to sell land in the township in which the land lies,

Was read,

And the first and only section having been disagreed to,

The said bill was dismissed from the files of the House.

The supplement to the act to incorporate the Clinton Manufacturing Company, passed February 1, 1830,

Was read, and

The first section disagreed to,

The same was thereupon amended,

The second section agreed to,

And substituted for the first,

And the said bill

Was further postponed.

The act for the relief of Albert A. Westervelt, to settle with the Treasurer, &c.

Was taken up,

Considered by sections, and

Agreed to, and

Then was further postponed.

House adjourned to three o'clock, P. M.

THURSDAY AFTERNOON, Feb. 12, 1835.

*Three o'clock the House met.*

Mr. Hopper presented a petition from citizens of Paterson praying an alteration of the law which authorises a public road to be laid out over the State Lands at Paterson, which passed 26th February, 1834,

Which was read, and

Referred to Messrs. Hopper, Dickerson and Smith.

Mr. Bryant reported a bill to divorce Wm. H. Pierson,

Which was read by its title, and

Ordered to a second reading,

And the printing to be dispensed with.

Mr. Page, from the committee, reported a bill relative to the last will and testament of Richard W. Eayre, deceased,

Which was read, and

Ordered to a second reading.

Mr. McKee, with leave, presented a bill supplementary to the act incorporating part of the township of Trenton,

Which was read, and

Ordered to a second reading;

And to be printed.

Mr. Runyon, from the committee to whom was referred the petition praying for the appointment of Pilots for the Raritan River,

Reported a bill entitled,

"An act supplementary to an act to amend the charter of the city of New Brunswick,"

Which was read and

Ordered to a second reading,

And to be printed.

Mr. Hardenbergh, with leave, presented a bill relative to the voters of the City of New Brunswick,

Which was read, and

Ordered to a second reading,

And to be printed.



The House then went into committee of the whole upon the order of the day,

Mr. Parsons of Essex in the chair,

And took up the bill from Council entitled an act to prevent the circulation of small notes for the payment of money,

And after going through the same, the committee rose, and reported the said bill to the House,

With sundry amendments,

Whereupon the said bill

With the amendments,

Was ordered to be re-printed,

And the committee were discharged.

The act to drain the low lands on Black River, in the County of Morris,

Was read by sections, agreed to, and

Engrossed for a third reading.

A message from Council, by Mr. Westcott, their Secretary, informed the House that Council had passed the following bills from the House of Assembly,

Without amendment:

“A supplement to an act entitled, an act to incorporate the Plainfield Mutual Assurance Fire Company of Plainfield, Essex County, passed February 15, 1834,”

“An act to Incorporate the Hibernian Provident Society of the town of Newark,”

And that Council have passed the following bills:

“An act to authorise Samuel Van Saun, Mary Ann Van Saun, and Richard Doremus, Executors of John Van Saun, deceased, to fulfil a contract with Edward Graham, for the conveyance of a certain tract of land at Presknapp, in the township of Saddle River, in the county of Bergen,”

“A supplement to the act entitled, an act to incorporate the Lodi Mining Company, in the county of Bergen, passed February 8, 1834,” and

“An act to authorise Eliza Meeker, widow and administrator of Stephen S. Meeker, deceased, to execute and deliver a deed of conveyance unto William B. Woodruff, for a lot of land in the township of Newark in the county of Essex,”

To which bills they ask the consent of the House of Assembly.

Which said several bills were read, and  
Severally ordered to a second reading.

The act for the relief of Nathan Bolles,  
Was read, and  
Agreed to, and  
Ordered to be engrossed for a third reading.

The act to divorce James Huntsman from his wife,  
Was read and disagreed to, and  
Dismissed from the files,  
With leave to the petitioner to withdraw his papers.

The bill entitled, an act to amend the charter of the Trenton  
and New Brunswick Turnpike Company,

Was taken up,  
And thereupon,

Mr. McKee moved a postponement thereof until next Wednesday,

And the House having disagreed to the said motion, the said bill was postponed,

And made the order of the day for Friday, the 20th inst. at 3 o'clock, P. M.

The act to repeal the three first sections of the Insolvent Law of Feb. 19, 1830,

Was read,

And while under consideration,

Was made the order of the day for next Tuesday.

Ordered, That the several bills before the House in relation to the Insolvent Law,

Be referred to the committee of the whole on that day.

House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

FRIDAY MORNING, 20 FEB. , 1835.

*Ten o'clock the House met.*

Mr. Dickerson, from the committee to whom was referred the bill from Council entitled,

"A supplement to the act concerning slaves, passed March 14, 1798,"

Reported the same,

Without amendment,

And the said bill was

Ordered to a second reading.

Mr. Parsons, from the committee on that subject, reported a bill to establish a new county to be called "Passaic,"

Which was read, and

Ordered to a second reading,

And to be printed.

The resolutions relative to the current printing, Law Reports, Laws and Chancery Reports,

Were taken up, read,

And the three 1st resolutions

Agreed to, and

Thereupon a motion was made to amend the fourth resolution by striking out "George Sherman of Trenton," and to insert "James M. Newell, of Morristown."

And upon a call of the yeas and nays, the amendment was agreed to by the following vote:

## YEAS,

Messrs. Brotzman,  
Breese,  
Burtis,  
Cooper,  
Dickerson,  
Flummerfelt,  
Greer,  
Gifford,  
Hopper,  
H. Hilliard,  
Hankinson,  
Hardenbergh,  
Hamilton,

Messrs. Johnson,  
Lydecker,  
Lindsley,  
S. B. Lippincott,  
Muir,  
Marshall,  
M'Kee,  
Ryall, (speaker)  
Rogers,  
Scull,  
Shay,  
Stewart,  
Sloan,—26.

## NAYS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Crowell,  
Field,  
Fish,  
I. Hilliard,  
Humphreys,  
Hunt,  
J. Lippincott,

Messrs. Newcomb,  
Parsons,  
Page,  
Ross,  
Runyon,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,

Whitekar—21.

And the house having refused to strike out "Edward Sander-  
son" and insert "Joseph Sailer,"

The said resolutions, as amended, were

Agreed to, and

Ordered to be engrossed for a third reading.



Mr. McKee, from the committee to whom was referred the Joint Resolution of Council relative to the policy of the State in passing a law to authorise another Rail Road between the cities of New York and Philadelphia, made the following report from the minority of said committee:

### REPORT:

The undersigned, a member of the Committee to whom was referred the resolution from Council in the words following:

Resolved, By the Council and General Assembly of the State of New Jersey, "that the passage of any act by this Legislature, authorising or recognising any other rail road or roads which shall be intended or used for the transportation of passengers or merchandise between the cities of New York and Philadelphia, would be unjust and impolitic, in violation of the plighted faith of the State, and deeply injurious to its interests."

Has had the same under consideration, and bestowed upon it all that deliberation which the subject deserves, and now begs leave to present his views thereon in the following report:

The undersigned is free to declare, that he considers the resolution open to many objections of serious import, and he is therefore unwilling, by any tacit action, to appear to recommend its adoption by this house.

If there be any application, or any bill consequent upon the application of any of the free citizens of this State, now pending in this House; or if there be any act in contemplation or under advisement, in this House, of that nature which the resolution goes to negative, then, in such case, the undersigned is of opinion that the resolution is clearly improper and irregular, for its effect, or its intended effect, must be to prejudge the merits of such bill or application, and forestall the free action of this House.

On the contrary, if no bill be pending in this House of such character, and no act be contemplated such as the resolution reprobates, then the resolution is wholly unnecessary and uncalled for, and calculated only to occupy the time and attention of this house, to no useful purpose.

The undersigned objects to the resolution, that it does not come to this House as the foundation of any Legislative proceeding, nor does it lead to any operative or effectual Legislative action; and if no legitimate object can be attained, worthy of the dignity of this house, the undersigned deems it the duty of this House to discountenance and reject a resolution, the adoption of which may possibly expose the Legislature to the imputation of incautiously lending its influence to stockjobbing operations.

If the object of the resolution be to get an expression of this Legislature upon the force and operation of laws enacted by former legislatures, then the undersigned objects to it, that the resolution seeks to induce the Legislature to step aside from its legitimate course of duties, and act the part of the judiciary. It is the province of the legal tribunals to decide upon laws already passed—but it neither becomes the dignity, nor is it the duty of either the judiciary or the Legislature, to spend their time in speculation upon the effect, the justice or policy of laws *which have not been enacted.*

If this precedent be established, there is no case where parties claim rights under the laws of this State, in which the Legislature may not, with equal propriety, be called upon from year to year express its opinion whether or not the parties interested have the benefit of a statute which the Courts of Law ought to maintain, or whether it would be wise or just in the Legislature to diminish those benefits by granting similar Legislative favours to other applicants.

Taken as an abstract proposition, the undersigned thinks that the resolution is not correct, nor consistent with the laws of this State. The undersigned would call the attention of the House to the act of the Legislature relative to the Camden and Amboy Rail Road and Delaware and Raritan Canal Companies, passed on the 2d March, 1832, and especially to the second section of that law. By the terms of that section, there is an express and clear exception to the monopoly grant, which the resolution does not recognise; for if the united companies yield their consent and approbation to the representatives of the people of this state, it is competent to the Legislature, in that case, to authorise the construction of another Rail Road across the State for the transportation of passengers and merchandise between the cities of New York and Philadelphia; and the law for that purpose would neither be unjust, impolitic,

in violation of the plighted faith, nor injurious to the interests of the State.

But if the undersigned could overcome his other objections to the resolution, he could not give it his support unless it were amended so as to be applicable to all incorporations and to all cases where vested rights may be in question. If the vested rights, or the extraordinary privileges of one or two corporate bodies in particular are in danger of invasion, then all corporations in this State are alike exposed, and equally stand in need of the benediction of this Legislature. But the undersigned is satisfied that it is safe to trust the integrity and good sense of this House until it is called upon to act, in regard to any question which may be presented, and that the mere apprehension of injury to any corporation, by reason of acts which the Legislature in its discretion may or may not adopt, is not a case for legislative deliberation.

The undersigned therefore recommends that this House do not concur in the said resolution from Council.

WM. McKEE.

Which was read, and  
Ordered to lie on the table,  
And to be printed,  
For the use of the House.

The engrossed bill relative to the Unincorporated Religious Society of Friends in this State,  
Was read three times and compared,  
And upon the question,  
Shall this bill pass?  
It was decided in the affirmative by the following vote

## YEAS,

Messrs. Biddle,  
 Brotzman,  
 Burtis,  
 Crowell,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Field,  
 Greer,  
 Gifford,  
 Hopper,  
 H. Hilliard,  
 I. Hilliard,  
 Humphreys,

Messrs. Hankinson,  
 Hamilton,  
 Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Muir,  
 Marshall,  
 Ryall, (speaker,)  
 Rogers,  
 Scull,  
 Shay,  
 Sloan,  
 Stiles,—28.

## NAYS,

Messrs. Ackerman,  
 Bryant,  
 Breese,  
 Fish,  
 Garrison,  
 Hardenbergh,  
 Hunt,  
 Johnson,  
 Kline,  
 McKee,

Messrs. Newcomb,  
 Parsons,  
 Page,  
 Ross,  
 Runyon,  
 Stewart,  
 Smith,  
 Thompson,  
 Vandyke,  
 Whitehead,

Whitekar—21.

Ordered, That the Speaker sign the said bill, that the Clerk carry the same to Council, inform them of its passage, and ask their assent to the same.



The act to amend the Judicial System of this State,  
 Was read three times and compared, and  
 Upon the question,  
 Shall this bill pass?

Mr. Gifford moved the postponement of the same until the  
 next session of the Legislature,

And the yeas and nays being ordered upon the said motion,  
 it was disagreed to by the following vote:

## YEAS,

Messrs. Burtis,  
 Dickerson,  
 Gifford,  
 Hopper,  
 Hankinson,

Messrs. Lindsley,  
 Muir,  
 Marshall,  
 Ryall, (speaker,)  
 Rogers,

Shay—11.

## NAYS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Brotzman,  
 Crowell,  
 Cooper,  
 Flummerfelt,  
 Field,  
 Fish,  
 Greer,  
 Garrison,  
 H. Hilliard,  
 I. Hilliard,  
 Hardenbergh,  
 Humphreys,  
 Hamilton,  
 Hunt,  
 Johnson,

Messrs. Kline,  
 J. Lippincott,  
 S. B. Lippincott,  
 McKee,  
 Newcomb,  
 Parsons,  
 Page,  
 Ross,  
 Runyon,  
 Scull,  
 Stewart,  
 Sloan,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar—36.

The said bill was then put on its final passage, and was determined in the negative by the following vote:

### YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Crowell,  
Field,  
Fish,  
I. Hilliard,  
Hardenbergh,  
Humphreys,  
Hamilton,  
Hunt,  
Johnson,

Messrs. J. Lippincott,  
M'Kee,  
Parsons,  
Page,  
Ross,  
Runyon,  
Sloan,  
Smith,  
Stiles,  
Vandyke,  
Whitehead,  
Whitekar—24.

### NAYS,

Messrs. Brotzman,  
Breese,  
Burtis,  
Cooper,  
Dickerson,  
Flummerfelt,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
H. Hillard,  
Hankinson,

Messrs. Kline,  
Lindsley,  
S. B. Lippincott,  
Muir,  
Marshall,  
Newcomb,  
Ryall, (speaker)  
Rogers,  
Scul,  
Shay,  
Stewart,  
Thompson,—24.

Ordered, That the said bill be stricken from the files of the House.

A message from Council, by Mr. Westcott, their Secretary, informed the House that Council had passed the following bills:

“An act to change the time of holding certain Courts in the Counties of Bergen and Essex,” and

“An act authorising trustees to sell and convey certain real estate late of William Biles, deceased,”

To which bills the assent of the House of Assembly is requested.

The act to change the time of holding certain Courts in the counties of Bergen and Essex,

Was read by its title, and

Referred to Messrs. Whitehead, Hopper and Thompson.

The act to authorise trustees to sell and convey certain real estate late of William Biles, deceased,

Was read, and

Ordered to a second reading.

House adjourned to 3 o'clock, P. M.

FRIDAY AFTERNOON, February 20, 1835.

*Three o'clock P. M. the House met.*

Mr. Breese, from the committee to whom had been referred the resolution to inquire if any alteration was necessary in the election law,

Reported a bill supplementary to the act regulating elections in this state,

Which was read, and

Ordered to a second reading,

And to be printed.

Mr. Hardenbergh, from the Committee to whom was referred the report of the Commissioners and Architect of the New State Penitentiary, made the following report:

## REPORT

*Of the Committee on the New Penitentiary.*

---

The committee to whom was referred the Report made to the Legislature, by the Commissioners of the New State Penitentiary, at the last sitting, RESPECTFULLY REPORT:

That they have examined the work now in progress, and believe the same corresponds with the statements made by the Commissioners. The building, so far, is a noble specimen of the order of architecture to which it belongs, and highly creditable in design and workmanship to the Architect, Mr. John Haviland, as well as to the Commissioners. Although the work has considerably exceeded thus far the amount contemplated by the Legislature, yet it appears to be well done; and when finished, will be worthy of the enterprise and public spirit of the State. The sums already expended (except the last appropriation) are contained in detail in the Commissioners Report, and, therefore, it is deemed unnecessary again to refer to them in this place. From the best inquiries the committee have been enabled to make, the mode of punishment by separate confinement of the convicts, is deservedly gaining ground in the public estimation, and will, probably, in a few years, in this country at least, supercede all others. With a view to satisfy themselves more particularly on this point, the Committee recently, under the authority of the House, visited the Eastern Penitentiary of Pennsylvania, situated in Philadelphia. They were shown, without reserve, all parts of the building, inspected the cells of numbers of the prisoners, and unreservedly came to the conclusion, that the discipline and treatment employed, were well calculated to effect the two great purposes, of punishment of crime, and reformation of the offender. They do not, therefore, hesitate to advise the completion, upon this principle, of the building now erecting by the State, to such an extent, at least, as may suit the public exigency in this respect.



It will be recollected, that at the first sitting of the present Legislature, an appropriation was made by law of \$10,000, for carrying on the work. A further appropriation has now become necessary, and the Committee herewith submit a statement of the architect, as to the sum further required to complete the building, by finishing what is now in progress, as well as the erecting of another block of cells, of corresponding dimensions with the one now erected, but having entirely finished only as many separate cells as will make the number of 150, being the number contemplated in the original act. For the object first named, the sum deemed necessary, is \$15,000—and for that of the second, the estimate is \$43,000. It will be seen, that the expenditure of these sums will carry the amount thought adequate to finish the work, much beyond the estimates originally made, when it was undertaken. In answer to the inquiries of the committee upon this subject, we quote the following remarks from the report of the architect—a copy of which is submitted herewith, viz: “By referring to the accompanying drawings from which the original estimates were formed, you will perceive the principal cause of the increase of expenditure.—The general dimensions and manner of finish, are very different.—The whole area of enclosure is seventy feet longer, and sixty feet wider, and the whole wall five feet higher all round, than the present wall. The external surface, instead of being formed of rough masonry, as estimated, was changed into hammer and chisel-dressed work. The centre building, which contains all the necessary accommodations for the Keeper’s family, Superintendents, as well as store rooms, reservoirs, cooking, warming, washing, baking, and all other indispensable offices, were increased in number and dimensions, and the principal entrance finished in a more decorative manner, corresponding with its character and magnitude. The block of cells differs but little from its original design and estimate; extra improvements in the form of windows, and its permanent offset or belting course of cut stone, together with the necessity of raising the whole building higher, (occasioned by the level of the site,) are the only items of extra expense—which are estimated at about two thousand dollars. Add to these, the cost of the lot of ground, the tools and workshops necessary to carry on the work by supervision and quarrying, and the item of past expenses, of from seven to ten thousand dollars, for superintendence, not included in my original estimate, will, I trust, sufficiently account for the cost of the present works exceeding the original estimate of the architect.”

An important question now for the consideration of the Legislature, is, the best mode of completing the building consistent with public economy. Whether by continuing the plan heretofore adopted, and continuing the services of all the Commissioners, as well as the architect—by putting out the work in future on contract, by

public proposals, or by making a contract with some individual, (namely, the architect) to complete the work, for a specified sum. In connection with this question, is that of ascertaining from whence the necessary funds are to be procured for this object in future. On these subjects, the committee prefer giving their views in detail, when the subject shall occupy the attention of the House, but take the liberty herewith of reporting a bill to effectuate the intentions of the Legislature, after the same shall have been modified in such manner as their wisdom may suggest.

By order of the Committee.

C. L. HARDENBERGH, Chairman.

February 21, 1835.

Accompanied by a statement of the Architect:

*To the Committee of the New Jersey State Penitentiary at  
Trenton.*

GENTLEMEN:

In compliance with your request, I have carefully measured and valued all the workmanship, labour, and materials necessary to complete the unfinished work now in progress, embracing the external wall, front building, or keeper's house, a block containing eighty separate cells, and eight work shops, together with all the cooking, watering, warming, baking and other apparatus complete, ready for occupancy. Also, an estimate for erecting a corresponding block, and covering the same over with its permanent roof; but finishing only one hundred and fifty cells, including the number already in progress, and respectfully report as follows:

## ESTIMATE.

To complete the present work and block D. containing 88 cells and 8 workshops,	\$15,000
To complete the corresponding block B. as above specified,	43,000
To complete a small block E. containing 52 cells and 8 work shops,	30,000

Work shops can be used for cells, being finished in like manner.

By referring to the accompanying drawings, from which the original estimates were formed, you will perceive the principal cause of the increase of expenditure. The general dimensions and manner of finish are very different. The whole area of enclosure is seventy feet longer, and sixty feet wider, and the whole wall five feet higher all round than the present wall. The external surface, instead of being formed of rough masonry, as estimated, was changed into hammer and chisel dressed work. The centre building, which contains all the necessary accommodations for the keeper's family, superintendents, as well as store rooms, reservoirs, cooking, warming, washing, baking, and all other indispensable offices, were increased in number and dimensions; and the principal entrance finished in a more decorative manner, corresponding with its character and magnitude.

The block of cells differs but little from its original design and estimate; extra improvements in the form of windows, and its permanent offsets or belting course of cut stone, together with the necessity of raising the whole building higher, (*occasioned by the level of the site,*) are the only items of extra expense, which are estimated at about two thousand dollars. Add to these the cost of the lot of ground—the tools and workshops necessary to carry on the work of supervision and quarrying, and the item of past expenses of from seven to ten thousand dollars for *superintendence*, not included in my original estimate, will, I trust, sufficiently account for the cost of the present works, exceeding the original estimate of the Architect.

The works have been done in a manner most creditable to the state, and those employed in its execution. It is as perfect as our long experience and abilities could make it, and is esteemed the best model as yet erected of this class of building.



Its cost, compared with other structures of a similar kind, is reasonable, and if its quality and quantity were estimated, and paid for by the present rate of mechanics' labour, and material it contains, would exceed its expenditure.

Building mechanical work cannot be performed so economically by superintendence as it can by contract. The workmen have not that sympathy for their rich employer, the public, as they have for individual; but the work is generally done in an inferior manner, unless the contractor values his reputation more than his pocket. Much, however, depends upon a well drawn specification, accompanied with good working drawings and models.

Respectfully submitted by, gentlemen,

Your obedient servant,

JOHN HAVILAND, Architect.

To Messrs. Hardenbergh, Muir, McKee, Stiles and Smith, Prison Committee.

*Trenton*, February 2, 1835.

Which were read, and

Ordered to lie on the table,

And the report to be printed for the use of the House.

The act to amend the charter of the Trenton and New Brunswick Turnpike Company,

Which had been made the order of the day,

Was taken up, and

Read, and

While the 1st section of the said bill was under consideration,

Mr. Runyon presented a petition in its favour, signed by a large number of the citizens of New Jersey,

And upon the question of agreeing to the said 1st section,

The yeas and nays being called for and ordered, the said 1st section was disagreed to by the following vote:



## YEAS,

Messrs Ackerman,  
Bryant,  
Crowell,  
Humphreys,

Messrs. Parsons,  
Ross,  
Runyon,  
Smith,

Whitehead—9.

## NAYS,

Messrs. Biddle,  
Brotzman,  
Breese,  
Burtis,  
Cooper,  
Flummerfelt,  
Field,  
Fish,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
I. Hilliard,  
Hankinson,  
Hardenbergh,  
Hamilton,  
Hunt,  
Johnson,  
Kline,

Messrs. Lydecker,  
Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Newcomb,  
Page,  
Ryall, (speaker,)  
Roges,  
Scull,  
Shay,  
Stewart,  
Sloan,  
Stiles,  
Thompson,  
Vandyke,  
Whitekar—38.

Ordered, That the said bill be stricken from the files of this House.

The engrossed bill to authorise the administrators of James Cassedy to fulfil a contract between said deceased and Alexander Boyles,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The act for the relief of Nathan Bolles,

Was taken up,

Read three times and compared,

And upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said bills, that the clerk carry the same to Council, inform them of their passage, and request their assent to the same.

The supplement to the act for the suppression of vice and immorality, passed 16th March, 1798,

Was taken up,

Read by sections, agreed to, and

Ordered to be engrossed for a third reading.

The act supplementary to the act relative to Religious Societies,

Was taken up,

Read by sections,

And upon the question of agreeing to the first section of the said bill,

And the yeas and nays being called for and ordered, the said first section was disagreed to by the following vote :

#### YEAS,

Messrs. Ackerman,  
Crowell,  
Cooper,  
Hopper,  
Muir,

Messrs. Parsons,  
Ryall, (speaker,)  
Rogers,  
Sloan,  
Whitehead—10.

## NAYS,

Messrs. Biddle,  
 Bryant,  
 Brotzman,  
 Breese,  
 Burtis,  
 Flummerfelt,  
 Field,  
 Fish,  
 Greer,  
 Garrison,  
 Gifford,  
 I. Hilliard,  
 Hankinson,  
 Hardenburgh  
 Hamilton,  
 Hunt,  
 Johnson,

Messrs. Kline,  
 Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Marshall,  
 McKee,  
 Newcomb,  
 Page,  
 Ross,  
 Runyon,  
 Scull,  
 Stewart,  
 Stiles  
 Thompson,  
 Vandyke,  
 Whitekar—34.

Ordered, that the said bill be dismissed.

The act to authorise the removal of obstructions in the Passaic river at Little Falls,

Was made the order of the day for next Tuesday.

The act to divorce Nicholas Vanbuskirk from his wife,

Was read, agreed to, and

Ordered to be engrossed for a third reading.

The act supplementary to the act to authorise the enclosure of woodland at Saddle River, in the county of Bergen,

Was read by sections,

Agreed to, and

Ordered to be engrossed for a third reading.

The act relative to Common Schools,

Was called up, and

On motion of Mr. Field,

Was made the order of the day for next Wednesday.

The act to authorise the extension of the Paterson and Hudson River Rail Road,

Was taken up,

And while the 1st section of the bill was under consideration, the same

Was postponed,

And made the order of the day for to-morrow at ten o'clock.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council had passed the following bills from the House of Assembly,

Without amendment.

“An act to authorise Israel Fish to convey certain real estate to the inhabitants of the township of Trenton, in the county of Hunterdon,”

“An act for the relief of the heirs of Gideon Gould, deceased, of the county of Sussex,”

And that Council have passed a bill entitled,

“An act to regulate the fishing at certain seasons of the year, on the Passaic river, in the counties of Morris and Essex,”

To which they request the concurrence of the House of Assembly.

And that Council have agreed to the amendments made in the House of Assembly to the bill entitled,

“An act to enable the Guardians of the minor grand children of Elizabeth Hance, dec., to execute a deed to John Hance, for land, in the county of Cumberland,”

And have caused said bill to be re-engrossed.

And Council have also passed a bill from the House entitled,

“An act to authorise the sale of certain real estate whereof Elisha Clarke, dec., late of the County of Somerset, died seized,”

Without amendment.

The act to regulate the fishing at certain seasons of the year, on the Passaic,

Was read by its title, and

Ordered to a second reading.

House adjourned to 10 o'clock to-morrow morning.



## HOUSE OF ASSEMBLY.

SATURDAY MORNING, Feb. 21, 1835.

*Ten o'clock the House met.*

Mr. Whitehead, from the committee to whom was referred the bill from Council to regulate and change the time of holding Courts in Bergen and Essex,

Reported the same,  
Without amendment,  
And the said bill was  
Ordered to a second reading.

Ordered, on motion of Mr. Hamilton,  
That the order of the day, being  
The act to extend the Paterson and Hudson River Rail Road,  
Be postponed until next Wednesday.

The resolution offered by Mr. Thompson, fixing a day for adjournment, and which had been

Laid on the table,  
Was taken up,  
And while under consideration,  
Mr. McKee moved to postpone the further consideration of the same,

And upon agreeing to said motion,  
The yeas and nays being called for and ordered, the House refused to agree thereto by the following vote :

## YEAS,

Messrs. Ackerman,  
 Bryant,  
 Breese,  
 Burtis,  
 Crowell,  
 Cooper,  
 Greer,  
 Garrison,

Messrs. Hankinson,  
 Hamilton,  
 Lydecker,  
 Muir,  
 Marshall,  
 McKee,  
 Parsons,  
 Stewart,

Sloan—17.

## NAYS,

Messrs. Biddle,  
 Brotzman,  
 Flummerfelt,  
 Fish,  
 Gifford,  
 Hopper,  
 I. Hilliard,  
 Humphreys,  
 Hunt,  
 Kline,  
 Lindsley,

Messrs. J. Lippincott,  
 Newcomb.  
 Ross,  
 Runyon,  
 Rogers,  
 Scull,  
 Shay,  
 Smith,  
 Stiles,  
 Thompson,  
 Whitehead,

Whitekar—23.

The said resolution was then agreed to in the words following, to wit:

Resolved, That this House will rise on Thursday, the fifth of March.

The engrossed Joint Resolution relative to the current printing, Laws, Law and Chancery Reports,  
 Was read three times and compared, and  
 Upon the question,  
 Shall these Joint Resolutions pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said Resolutions, that the Clerk carry the same to Council, inform them of the passage thereof, and request their assent to the same.

The supplement to the act for the relief and employment of the poor, in the county of Salem,

Was read by sections,

Agreed to, and

Ordered to be engrossed for a third reading.

The act for the relief of the heirs of Jacob Rise,

Was read,

Considered by sections, and

Ordered to be engrossed for a third reading.

The act to divorce Mary Haines,

Was read, and

Ordered to be engrossed for a third reading.

The act to divorce Abigail Ely,

Was read, agreed to, and

Ordered to be engrossed for a third reading.

The act to authorise the draining of Marl beds, in the county of Gloucester,

Was read,

Considered by sections, and

Ordered to be engrossed for a third reading.

The act to divorce George Bockoven, Jr., from his wife,

Was read, and

The first and only section of said bill having been disagreed to,

The same was dismissed,

With leave to the petitioner to withdraw his papers.

House adjourned to 3 o'clock, P. M.

SATURDAY AFTERNOON, Feb. 21, 1835.

*Three oclock P. M. the House met.*

And there not being a quorum present, the House adjourned to Monday morning next at 10 o'clock.

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## HOUSE OF ASSEMBLY,

MONDAY MORNING, Feb. 23, 1835,

*House met at 10 o'clock*

Mr. Haight presented the petition of sundry citizens of Monmouth, praying some alteration in the town meeting law, and requiring nominations to be made,

Which was read, and

Referred to Messrs. Haight, Shay and Lydecker.

Mr. Hankinson, from the committee on that subject, made the following report:

The committee to whom was referred the petitions from the counties of Hunterdon, Morris and Warren, complaining of the Morris Canal Company for injuries done by taking the water from the Mustinicumg creek, beg leave to report:



That the petitioners have leave to present a bill at the next sitting of the Legislature, having given previous notice of their intention for at least six weeks, in the Warren Journal, and a newspaper printed at Morristown.

By order of the Committee.

HENRY HANKINSON, Chairman.

Was read, and agreed to.

Mr. Marshall, from the committee, reported an act to authorise A. P. Atkinson, guardian of the heirs of Timothy Corlies, to sell certain real estate in the county of Monmouth,

Which was read by its title, and

Ordered to a second reading,

The engrossed bill for the relief of the widow and children of Jacob Rose, of the county of Sussex,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

# YEAS,

Messrs. Bryant,  
Brotzman,  
Breese,  
Burtis,  
Crowell,  
Cooper,  
Flummerfelt,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
Hankinson,  
Hamilton,  
Hunt,  
Johnson.  
Kline,

Messrs. Lydecker,  
Lindsley,  
J. Lippincott.  
Muir,  
Marshall,  
McKee,  
Newcomb,  
Parsons,  
Page,  
Ryall, (speaker)  
Runyon,  
Rogers,  
Scull,  
Shay,  
Stewart,  
Sloan,  
Smith,

Whitekar—35.

## NAYS,

Messrs. Whitehead and Ross—2.

The engrossed bill supplementary to the act for the better relief and employment of the poor of the county of Salem,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said bills, that the Clerk carry the same to Council, inform them of their passage, and request their assent thereto.

The act for providing a more equal and just system of taxation,

Was postponed,

And made the order of the day for to-morrow morning.

The act to incorporate the Assanpink Manufacturing Company,

Was again taken up,

Considered by sections, and

Engrossed for a third reading.

The bill from Council to sell the real estate of Anna Hornblower,

Was read,

Considered by sections, and

Ordered to a third reading.

The act to incorporate the Mechanics Hall Association of Newark,

Was read,

Considered by sections, and

Engrossed for a third reading.

The act supplementary to the act relative to the draw bridge over Cohansey Creek, at Bridgeton,

Was read, and agreed to, and

Ordered to a third reading.

House adjourned to three o'clock, P. M.

MONDAY AFTERNOON, Feb. 23, 1835.

*Three o'clock the House met.*

The engrossed bill supplementary to the act to authorise the enclosure of woodland at Saddle River, in the county of Bergen,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said bill, that the Clerk carry the same to Council, inform them of its passage, and request their assent to the same.

The act to divorce Abigail Ely,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the negative as follows:

YEAS,

Messrs. Brotzman,  
Burtis,  
Crowell,  
Cooper,  
Flummerfelt,  
Greer,  
Haight,  
L. Hilliard,  
Hankinson,  
Hamilton,  
Johnson,  
Lydecker,

Messrs. J. Lippincott,  
S. B. Lippincott,  
Muir,  
Newcomb,  
Parsons,  
Ryall, (speaker)  
Runyon,  
Rogers,  
Scull,  
Sloan,  
Stiles,  
Whitehead—24.

## NAYS,

Messrs. Biddle,  
Bryant,  
Breese,  
Garrison,  
Hopper,  
Hardenbergh.  
Hunt,  
Kline,

Messrs. Lindsley,  
Marshall,  
Ross,  
Shay,  
Stewart,  
Smith,  
Thompson,  
Vandyke,

Whitekar—17.

Ordered, That the said bill be dismissed.

Mr. Muir, from the committee, reported a bill to divorce Harriet Dalrymple,

Which was read by its title,

Ordered to a second reading,

And the printing to be dispensed with.

The bill from Council to incorporate the Bridgeton Beneficial Society,

Was read, considered by sections, and

Upon the question of ordering the same to a third reading,

The yeas and nays being called and ordered, the said bill was ordered to a third reading by the following vote:

## YEAS,

Messrs. Biddle,  
Bryant,  
Crowell,  
Fish,  
Haight,  
I. Hilliard,  
Hankinson,  
Hunt,  
Johnson,  
J. Lippincott,  
Muir,

Messrs. Marshall,  
M·Kee,  
Newcomb,  
Parsons,  
Page,  
Runyon,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,

Whitekar—23.



## NAYS,

Messrs. Brotzman,  
Breese,  
Burtis,  
Cooper,  
Flummerfelt,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
Hardenbergh,  
Hamilton,

Messrs. Kline,  
Lydecker,  
Lindsley,  
S. B. Lippincott,  
Ross,  
Ryall, (speaker)  
Rogers,  
Scull,  
Shay,  
Stewart,  
Sloan,—22.

The supplement to the act to incorporate the New Jersey,  
Hudson and Delaware River Rail Road Company,

Was read,

And while under consideration,

Was postponed.

The supplement to the act concerning inns and taverns,

Was taken up,

Read and considered,

And the first section having been stricken out,

The said bill was ordered to be dismissed.

The engrossed bill from Council for the sale of certain real  
estate of Caleb Runk,

Was read,

Considered by sections, and

Ordered to a third reading.

The act to sell a portion of the State Lands at Paterson, to  
the First Particular Baptist Church at that place, for a burial  
ground,

Was read, and

Ordered to be engrossed for a third reading.

The act supplementary to the act for the punishment of  
crimes, and to prevent prize fights,

Was read by sections, and

Ordered to be engrossed for a third reading.

The act to incorporate the Jersey City Marine and Fire Insurance Company of the County of Bergen,

Was read, considered by sections, and

Engrossed for a third reading.

Mr. Sloan offered a resolution for the payment of witnesses fees, and other expenses, incurred in 1831, in the examination into the chartered rights of the New Hope Delaware Bridge Company, before the Legislature of New Jersey,

Which was read, and

Laid on the table.

The House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY,

TUESDAY MORNING, Feb. 24, 1835.

*Ten o'clock the House met.*

A message from Council by Mr. Westcott, their Secretary, informed the House that Council had passed the following bills,

To which they ask the assent of the House of Assembly.

"An act for the sale of the real estate of Steward Wilson, a lunatic,"

"An act to authorise Joseph Smith, Restore S. Lamb, and John Chambers, to erect a dam and flood gates across the main north branch of Rancocus creek," and

"An act to abolish public executions,"

And that Council have passed the bill from the House of Assembly, entitled,

"An act to incorporate the Morris and Sussex Manufacturing and Canal Company,"

With sundry amendments,

To which amendments they ask the assent of the House.

And that Council have passed the following bills from the House of Assembly, viz:

"An act to release to Elizabeth Taylor the right of the State of New Jersey to a lot of land in the township of Lodi, in the county of Bergen,"

"A further supplement to an act entitled, an act to regulate the Newark Fire Department, passed February 11th, A. D. 1815," and

"An act to authorise the enclosure of a certain tract of woodland, in the township of Hackensack, in the county of Bergen,"

Without amendment.

Mr. Haight offered a resolution for Joint Meeting,

Which was read, and

Ordered to lie on the table.

Mr. McKee, with leave, presented a bill supplementary to the act incorporating the Mechanics and Manufacturers Bank at Trenton,

Which was read, and

Ordered to second reading,

Mr. Parsons presented the petition of certain Fire Companies of Paterson and Saddle River, praying Legislative aid,

Which was read, and

Referred to Messrs. Parsons, Lydecker and Hamilton.

Mr. Stiles from the committee to whom had been referred the resolution directing an Information to be filed against the Bordentown and South Amboy Turnpike Company, and the papers relating thereto, reported the said resolution without amendment,

Which was read, and

Ordered to stand on a second reading;

And having been considered, and

Agreed to, was

Ordered to be engrossed for a third reading.

Mr. Smith, with leave, presented a bill to enable the owners and possessors of meadows and marshes to improve the same,

Which was read, and

Ordered to a second reading,

And to be printed.

The engrossed bill to divorce Mary Haines,

Was called up,

And ordered to be indefinitely postponed.

The engrossed bill from Council relative to the draw-bridge  
over Cohansey Creek, at Bridgeton,

Was read three times, as amended, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said bill, that the  
Clerk carry the same to Council, inform them of its passage  
in this House, with sundry amendments, and request their  
assent.

The act to authorise the draining of certain marl beds in  
Waterford, county of Gloucester,

Was read three times and compared, and

On the question,

Shall this bill pass?

It was decided in the negative by the following vote:

### YEAS,

Messrs. Biddle,  
Brotzman,  
Breese,  
Burtis,  
I. Hilliard,  
Hunt,  
Johnson,  
J. Lippincott,

Messrs. M'Kee,  
Newcomb,  
Parsons,  
Page,  
Runyon,  
Smith,  
Stiles,  
Thompson,

Whitekar—17.



## NAYS,

Messrs. Bryant,  
Cooper,  
Flummerfelt,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
Hankinson,  
Kline,  
Lydecker,

Messrs. S. B. Lippincott,  
Muir,  
Marshall,  
Ross,  
Ryall, (speaker,)  
Rogers,  
Scully,  
Shay,  
Stewart,  
Sloan,  
Vandyke,

Whitehead—23.

The engrossed bill to authorise a sale of the estate of Anna Hornblower,

Was read three times,  
And upon the question,  
Shall this bill pass?

It was decided in the affirmative by the following vote:

## YEAS,

Messrs. Biddle,  
Bryant,  
Brotzman,  
Breese,  
Burtis,  
Cooper,  
Flummerfelt,  
Greer,  
Garrison,  
Gifford,  
Hopper,  
Haight,

Messrs. Hankinson,  
Hamilton,  
Hunt,  
Kline,  
Lydecker,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Newcomb,  
Parsons,

Messrs. Page,  
 Ryall, (speaker,)  
 Runyon,  
 Rogers,  
 Scull,  
 Shay,

Messrs. Stewart,  
 Sloan,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,

Whitehead—37.

### NAYS,

Messrs. I. Hilliard,  
 Johnson,

Messrs. Ross,  
 Lindsley,  
 Whitekar—5.

Ordered, That the Speaker sign the same, that the Clerk carry it to Council, and inform them of its passage in this House without amendment.

The act to authorise a sale of the State Lands at Paterson for a Burial Ground for the Baptist Church,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The engrossed bill from Council to authorise the sale of a part of the real estate of Caleb Runk,

Was read three times as amended, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

## YEAS,

Messrs. Biddle,  
 Bryant,  
 Brotzman,  
 Breese,  
 Burtis,  
 Crowell,  
 Cooper,  
 Flummerfelt,  
 Greer,  
 Garrison,  
 Gifford,  
 Hopper,  
 Haight,  
 I. Hilliard,  
 Hankinson,  
 Hardenbergh,  
 Hamilton,  
 Hunt,  
 Johnson,  
 Kline,

Messrs. Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Marshall,  
 M'Kee,  
 Newcomb,  
 Parsons,  
 Page,  
 Ryall, (speaker,)  
 Rogers,  
 Scull,  
 Shay,  
 Stewart,  
 Sloan,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitekar—40.

## NAY,

Mr. Ross—1.

Ordered, That the Speaker sign the said bill, that the Clerk inform Council of its passage in this House with sundry amendments, and ask their assent to the same.

The act to authorise Joseph Smith and others, to erect a dam and flood-gates over the main North Branch of the Rancocas Creek,

Was read, and

Ordered to a second reading.

The bill from Council entitled, "An act to abolish public executions,"

Was read, and

Ordered to a second reading.

The act for the sale of the real estate of Steward Wilson, a lunatic,

Was read, and

Ordered to a second reading,

The act supplementary to the act for the punishment of crimes,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

### YEAS,

Messrs. Biddle,  
Bryant,  
Brotzman,  
Breese,  
Burtis,  
Crowell,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
I. Hilliard,  
Hankinson,  
Hardenbergh,  
Hunt,  
Johnson,  
Kline,  
Lydecker,  
Lindsley,

Messrs. J. Lippincott,  
S. B. Lippincott,  
Marshall,  
M'Kee,  
Newcomb,  
Parsons,  
Ross,  
Ryall, (speaker)  
Runyon,  
Rogers,  
Shay,  
Stewart,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,  
Whitekar—36.

### NAYS,

Messrs. Cooper,  
Flummerfelt,

Messrs. Greer,  
Hamilton,

Scull—5.



Ordered, That the Speaker sign the said bill, that the Clerk carry the same to Council, inform them of its passage, and ask their assent thereto.

The act to incorporate the Camden Oil Manufacturing Company,

Was taken up, read,

Considered by sections, and

Agreed to, and

Ordered to be engrossed for a third reading.

A message from Council, by Mr. Westcott, their Secretary, informed the House that Council had passed a bill entitled,

"An act to incorporate the New Jersey Mining Company,"

Which was read, and

Ordered to a second reading.

House adjourned to 3 o'clock, P. M.

TUESDAY AFTERNOON, Feb. 24, 1835.

*Three o'clock the House met.*

Mr. Haight presented a petition from the county of Monmouth, for an alteration of the town meeting law,

Which was read, and

Ordered to be referred to the committee on that subject.

Mr. J. Lippincott presented a petition from numerous citizens of the county of Salem, praying some Legislative aid to prevent injury to their property from a dam and other works about to be erected over Salem Creek, near "Denn's Bridge,"

Which was read, and

Ordered to be referred to Messrs. J. Lippincott, Smith and Sloan.

The engrossed bill to incorporate the Assanpink Manufacturing Company,

Was taken up,

Read three times and compared, and  
 Upon the question,  
 Shall this bill pass?  
 It was decided in the affirmative as follows:

## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Breese,  
 Crowell,  
 Greer,  
 Hopper,  
 Haight,  
 I. Hilliard,  
 Hankinson,  
 Hamilton,  
 Johnson,  
 J. Lippincott,

Messrs. S. B. Lippincott,  
 Muir,  
 McKee,  
 Parsons,  
 Page,  
 Ross,  
 Runyon,  
 Stewart,  
 Sloan,  
 Smith,  
 Stiles  
 Whitehead,  
 Whitekar—26.

## NAYS,

Messrs. Brotzman,  
 Burtis,  
 Cooper,  
 Flummerfelt,  
 Garrison,  
 Gifford,  
 Kline,  
 Lydecker,

Messrs. Lindsley,  
 Marshall,  
 Newcomb,  
 Ryall, (speaker,)  
 Rogers,  
 Scull,  
 Shay,  
 Thompson—16.

Ordered, That the Speaker sign the same, that the Clerk carry the same to Council, inform them of its passage, and request their concurrence.

The House then went into committee of the whole,  
Mr. Sloan of Hunterdon in the chair,

Upon the order of the day, being the act to secure a more  
equal and just system of taxation,

And after some time spent therein, the committee rose, re-  
ported progress, and asked leave to sit again on to-morrow  
afternoon,

And the yeas and nays being called for and ordered, the  
House granted leave by the following vote:

## YEAS,

Messrs. Biddle,  
Brotzman,  
Breese,  
Crowell,  
Greer,  
Garrison,  
Hopper,  
Hankinson,  
Hardenbergh,  
Hamilton,  
Hunt,  
Kline,

Messrs. Lydecker,  
Lindsley,  
Muir,  
Marshall,  
McKee,  
Page,  
Ryall, (speaker,)  
Runyon,  
Stewart,  
Sloan,  
Smith,  
Thompson,

Vandyke—25.

## NAYS,

Messrs. Ackerman,  
Bryant,  
Burtis,  
Cooper,  
Flummerfelt,  
Gifford,  
Haight,  
I. Hilliard,  
Johnson,  
J. Lippincott,

Messrs. S. B. Lippincott,  
Newcomb,  
Parsons,  
Ross,  
Roges,  
Scull,  
Shay,  
Stiles,  
Whitehead,  
Whitekar—20.

The act to divorce William H. Pierson from his wife,  
 Was read, disagreed to, and dismissed,  
 With leave to the petitioner to withdraw his papers.  
 The supplement to the act incorporating part of the township  
 of Trenton,  
 Was read,  
 And while under consideration,  
 Was re-committed.  
 The resolution relative to the payment of certain witnesses,  
 who attended upon the New Hope Delaware Bridge Com-  
 pany's affairs in 1831,  
 Was called up,  
 Ordered to a second reading,  
 And to be printed.  
 The House adjourned to 10 o'clock to-morrow morning.

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## HOUSE OF ASSEMBLY,

WEDNESDAY MORNING, Feb. 25, 1835.

*Ten o'clock the House met.*

Mr. Hardenbergh presented the petition of sundry citizens of Bergen, for a law to encourage the planting of oysters in the Bay of New York, in the township of Bergen,

Which was read, and

Referred to Messrs. Hardenbergh, Hopper and Lindsley.

Mr. Hardenbergh, from the committee on the subject of the New State Penitentiary, reported a bill making a further appropriation for the same,

Which was read, and

Ordered to a second reading,

And to be printed.



The Common School Law, which had been made the order of the day.

Was further postponed until to-morrow.

The act for the increase of the stock of the Paterson and Hudson River Rail Road, and for extending the same, which had been made the order of the day,

Was taken up,

Considered by sections, amended, and

Engrossed for a third reading.

The engrossed bill to divorce Nicholas D. Vanbuskirk,

Was read three times, and compared, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative as follows:

### YEAS,

Messrs. Ackermann,  
Brotzman,  
Bryant,  
Crowell,  
Dickerson,  
Greer,  
Gifford,  
Hankinson,  
Humphreys,  
Hopper,  
Haight,  
H. Hilliard,  
I. Hilliard,  
Hamilton,  
Johnson,  
Lydecker,

Messrs. J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Newcomb,  
Parsons,  
Page,  
Ryall, (speaker)  
Runyon,  
Sloan,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead—33.

## NAYS,

Messrs. Biddle,  
Breese,  
Burtis,  
Cooper,  
Field,  
Fish,  
Garrison,  
Hardenbergh,

Messrs. Hunt,  
Kline,  
Lindsley,  
Ross,  
Rogers,  
Scull,  
Shay,  
Stewart,

Whitekar—17.

The supplement to the act for the suppression of vice and immorality,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

## YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Brotzman,  
Burtis,  
Crowell,  
Cooper,  
Dickerson,  
Flummerfelt,  
Field,  
Fish,  
Greer,  
Hopper,

Messrs. H. Hilliard,  
I. Hilliard,  
Hankinson,  
Humphreys,  
Hunt,  
Johnson,  
Kline,  
Lydecker,  
Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,

Messrs. McKee,  
Newcomb,  
Parsons,  
Page,  
Ross,  
Runyon,  
Rogers,  
Scull,

Messrs. Shay,  
Sloan,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,  
Whitekar—42.

### NAYS,

Messrs. Breese,  
Garrison,  
Gifford,  
Haight,

Messrs. Hardenbergh,  
Hamilton,  
Ryall, (Sp.)  
Stewart—8.

The engrossed bill to authorise Albert A. Westervelt, late Collector of the county of Bergen, to settle with the State Treasurer,

Was read three times and compared,

And upon the question,

Shall this bill pass?

It was determined in the affirmative as follows:

### YEAS,

Messrs. Ackerman,  
Brotzman,  
Breese,  
Burtis,  
Crowell,  
Cooper,  
Dickerson,  
Field,  
Gifford,

Messrs. Hopper,  
I. Hilliard,  
Hankinson,  
Hardenbergh,  
Hamilton,  
Kline,  
Lydecker,  
Lindsley,  
S. B. Lippincott,

Messrs. Muir,  
Marshall,  
McKee,  
Parsons,  
Page,  
Ryall, (Sp.)

Messrs. Runyon,  
Rogers,  
Scull,  
Shay,  
Stewart,  
Sloan—30.

### NAYS,

Messrs. Biddle,  
Flummerfelt,  
Fish,  
Greer,  
Garrison,  
Humphreys,  
Hunt,  
Johnson,

Messrs. J. Lippincott,  
Newcomb,  
Ross,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,

Whitaker—17.

The Joint Resolution authorising the Attorney General to inquire relative to the Bordentown and South Amboy Turnpike Company, and if necessary, to file an information,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said bills and Joint Resolution, that the Clerk carry the same to Council, inform them of the passage thereof, and request their assent to the same.

The engrossed bill from Council to incorporate the Bridgeton Beneficial Society,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:



## YEAS,

Messrs. Ackerman,  
 Bryant,  
 Burtis,  
 Crowell,  
 Cooper,  
 Dickerson,  
 Field,  
 Fish,  
 Hopper,  
 I. Hilliard,  
 Hankinson,  
 Humphreys,  
 Hunt,  
 Johnson,  
 Lydecker,

Messrs. J. Lippincott,  
 S. B. Lippincott,  
 Marshall,  
 McKee,  
 Newcomb,  
 Parsons,  
 Page,  
 Runyon,  
 Scull,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar—30.

## NAYS,

Messrs. Biddle,  
 Brotzman,  
 Breese,  
 Flummerfelt,  
 Greer,  
 Garrison,  
 Gifford,  
 Haight,  
 H. Hilliard,

Messrs. Hardenbergh,  
 Kline,  
 Lindsley,  
 Muir,  
 Ross,  
 Ryall, (Sp.)  
 Rogers,  
 Stewart,  
 Shay,

Sloan—19.

Ordered, That the Speaker sign the said bill, and that the Clerk inform Council of its passage in this House, without amendment.

House adjourned to 3 o'clock, P. M.

WEDNESDAY AFTERNOON, Feb. 25, 1835.

*House met at three o'clock.*

Mr. Humphreys, from the committee to whom was referred the memorial of Robert G. Johnson, relative to the Salem Bank, made the following report:

*To the Honorable, the Legislature of New Jersey:'*

The Committee to whom was referred the memorial of Robert G. Johnson, in relation to the affairs of the Salem Banking Company, beg leave to report: That they deem it unnecessary and inexpedient to Legislate upon the matters contained in said memorial, and recommend that the same be dismissed from the files of the House.

By order of the Committee.

SAMUEL HUMPHREYS, Chairman.

February 25, 1835.

Which was read, and unanimously agreed to:

Mr. J. Lippincott, from the committee on that subject, reported a bill entitled,

"A further supplement to an act entitled, a supplement to an act to authorise John Deun, of the county of Salem, to shorten the the navigation of Salem creek by cutting a canal,"

Which was read, and

Ordered to a second reading.

Mr. Hopper, from the committee, reported a bill to authorise a road over part of the State Lands at Paterson,

Which was read,

Ordered to a second reading,  
And to be printed.

Mr. Muir presented the petition of Abraham Vandyke and William Trelease, for a law to release them from a recognizance entered into by them,

Which was read and

Referred to Messrs. Muir, Ross and Hankinson.

Mr. Hardenbergh, from the committee, reported a bill relative to the planting of oysters in the township of Bergen, in the Bay of New York.

The House postponed the order of the day, being the tax bill, until to-morrow afternoon,

And then resumed the consideration of the several insolvent Laws,

Which had been made the order of the day, and went into committee of the whole,

Mr. Runyon of Middlesex in the chair,

And after some time spent in the discussion and consideration of the same,

The committee agreed to take up for consideration, the bill entitled,

"An act to abolish imprisonment for debt in certain cases, and to punish fraudulent debtors,"

And the first section of said bill having been disagreed to,

The committee rose, with instructions to their chairman to report to the House that the committee had disagreed to the first section of the said bill,

And thereupon,

Mr. Field called for the yeas and nays upon the question of agreeing to the report of the Committee,

And the said report was agreed to by the following vote

## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Burtis,  
 Greer,  
 Garrison,  
 Gifford,  
 Hopper,  
 Haight,  
 Humphreys,  
 Kline,  
 J. Lippincott,  
 McKee,

Messrs. Parsons,  
 Page,  
 Ross,  
 Ryall, (speaker)  
 Rogers,  
 Scull,  
 Sloan,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar—24.

## NAYS,

Messrs. Bryant,  
 Brotzman,  
 Breese,  
 Crowell,  
 Flummerfelt,  
 Field,  
 H. Hilliard,  
 I. Hilliard,  
 Hankinson,  
 Hardenbergh,

Messrs. Hamilton,  
 Hunt,  
 Johnson,  
 S. B. Lippincott,  
 Muir,  
 Marshall,  
 Newcomb,  
 Runyon,  
 Shay,  
 Stewart,

Smith,—21.

Ordered, that the Committee have leave to sit again further to consider the same subject to-morrow morning at 10 o'clock.



A message from Council, by Mr. Westcott, their Secretary, informed the House that Council had passed a bill entitled,  
 "An act to regulate the removal of paupers between the States of New Jersey and Pennsylvania,"

To which bill they ask the assent of the House of Assembly.

And that Council have passed the bill from the House of Assembly, entitled,

"A further supplement to the act entitled, an act for the better relief and employment of the poor in the county of Salem, passed March 12, 1796,"

With sundry amendments,

To which they ask the assent of the House of Assembly.

House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

THURSDAY MORNING, Feb. 26, 1835.

*Ten o'clock the House met.*

The Speaker obtained leave of absence in consequence of illness in his family, and C. L. Hardenbergh, Esquire, of Somerset, was appointed Speaker pro. tem.

Mr. Haight presented the petition of citizens of Monmouth, praying an alteration of the town meeting law of this State,

Which was read, and

Referred to the committee on that subject.

Mr. Humphreys presented a petition from Josiah Brick and Berceee Brick, for the sale of certain real estate belonging to the heirs of James Borden,

Which was read, and

Referred to Messrs. Humphreys, Newcomb and Garrison.

The bill from Council to regulate the removal of paupers between the States of New Jersey and Pennsylvania,

Was read, and

Referred to Messrs. Whitehead, Humphreys and Biddle.

The act for the better relief and employment of the poor in the county of Salem,

Was read,

And the amendments made thereto in Council having been

Read and agreed to, the same was

Ordered to be re-engrossed for a third reading.

Mr. Parsons, from the committee to whom was referred the petition of certain Fire Companies of Paterson and Saddle River, made the following report:

The committee to whom was referred the petition of several Fire Companies of Paterson and Saddle River, in the counties of Essex and Bergen, for relief and further protection, beg leave to report, that in their opinion "The Paterson Fire Association," embracing the fire limits of Paterson and Saddle River, are by their act of incorporation possessed with ample powers to raise money by taxation, for all the necessary expenses of the Fire Department, without resorting to the entire townships of Paterson and Saddle River for that purpose — and for the other matters of relief prayed for, the committee recommend that the petitioners have leave granted to them to present a bill at the next session of the Legislature, giving six weeks previous notice of their intention.

A. PARSONS, Chairman.

February 26, 1835.

Mr. McKee, with leave, presented a bill to ratify an agreement made between the corporation of the city of Trenton and the Delaware and Raritan Canal Company,

Which was read by its title, and

Ordered to a second reading,

Mr. Stewart, with leave, presented a bill to authorise the holding of special terms of the Supreme Court,

Which was read by its title, and

Ordered to a second reading,

And to be printed.

The engrossed bill to incorporate the Jersey City Marine  
and Fire Insurance Company of the County of Bergen,  
Was read three times and compared, and  
Upon the question,  
Shall this bill pass?  
It was decided in the affirmative by the following vote:

## YEAS,

Messrs. Ackerman,

Biddle,

Bryant,

Breese,

Burdis,

Crowell,

Cooper,

Dickerson,

Flummerfelt,

Greer,

Garrison,

Gifford,

Hopper,

Haight,

H. Hilliard,

L. Hilliard,

Hankinson,

Hardenbergh,

Humphreys,

Messrs. Hamilton,

Hunt,

Johnson,

Lydecker,

J. Lippincott,

S. B. Lippincott,

Newcomb,

Parsons,

Page,

Runyon,

Scull,

Shay,

Stewart,

Sloan,

Smith,

Stiles,

Thompson,

Vandyke,

Whitehead,

Whitekar—39.

## NAYS,

Messrs. Brotzman, Kline and Lindsley—3.

The act to incorporate the Camden Oil Manufacturing Company,

Was read three times and compared, and

On the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

### YEAS,

Messrs. Biddle,  
Bryant,  
Brotzman,  
Breese,  
Burtis,  
Crowell,  
Cooper,  
Field,  
Greer,  
Garrison,  
Hopper,  
Haight,  
H. Hilliard,  
I. Hilliard,  
Hankinson,  
Hardenbergh,  
Humphreys,

Messrs. Hamilton,  
Hunt,  
Johnson,  
Lydecker,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,  
M'Kee,  
Newcomb,  
Parsons,  
Page,  
Runyon,  
Scull,  
Shay,  
Smith,  
Thompson,

Vandyke—35.

### NAYS,

Messrs. Gifford,  
Lindsley,

Messrs. Ross,  
Stiles—4.



'The act supplementary to the act to incorporate the Pater-  
son and Hudson River Rail Road company,

Was taken up,

And having been three times read and compared,

Upon the question,

Shall this bill pass?

It was decided in the affirmative by the following vote:

### YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Brotzman,  
Burtis,  
Crowell,  
Dickerson,  
Flummerfelt,  
Field,  
Greer,  
Garrison,  
Hopper,  
Haight,  
H. Hilliard,  
I. Hilliard,  
Hankinson,  
Hardenbergh,  
Humphreys,  
Hunt,  
Johnson,

Messrs. Kline,  
Lydecker,  
Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Parsons,  
Page,  
Ross,  
Runyon,  
Scully,  
Shay,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,  
Whitekar—40.

### NAYS,

Messrs. Breese,  
Cooper,

Messrs. Gifford,  
Stewart—4.

The bill from Council, being "An act to incorporate the Mechanics Hall Association of the town of Newark, in the State of New Jersey,

Was read three times, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative as follows:

### YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Breese,  
Crowell,  
Cooper,  
Dickerson,  
Field,  
Hopper,  
Haight,  
H. Hilliard,  
I. Hilliard,  
Hankinson,  
Humphreys,  
Hamilton,

Messrs. Hunt,  
Johnson,  
Lydecker,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
McKee,  
Newcomb,  
Parsons,  
Page,  
Ross,  
Runyon,  
Scull,  
Smith,  
Vandyke,

Whitehead—31.

### NAYS,

Messrs. Brotzman,  
Flummerfelt,  
Greer,  
Garrison,  
Gifford,  
Hardenbergh,

Messrs. Kline,  
Lindsley,  
Marshall,  
Shay,  
Stewart,  
Stiles,

Thompson—13.

Ordered, That the Speaker sign the said bills, that the clerk carry the same to Council, and inform them of their passage in this House.

The House then went into Committee of the Whole,  
Mr. Muir of Morris in the chair,

And resumed the consideration of the Insolvent Law, and took up the bill entitled,

"A further supplement to the act entitled, an act for the relief of persons imprisoned for debt,"

And after going through the same, the committee rose and reported the said bill to the House,

With sundry amendments.

House adjourned to 3 o'clock, P. M.

THURSDAY AFTERNOON, Feb. 26, 1835.

*Three o'clock the House met.*

A message from Council by Mr. Westcott, their Secretary, informed the House that Council had passed the following bills,

To which they ask the assent of the House of Assembly.

"An act to authorise Robert Thompson to cut a canal through his land in the township of Bergen, from Newark bay to New York bay,"

"A supplement to an act entitled, an act to Incorporate the Alexandria Bridge Company," and

"An act securing to Mechanics and others payment for their labour and materials in erecting any house or other building within the limits therein mentioned."

Council have agreed to the amendments made by the House of Assembly to the bill from Council entitled,

"A supplement to an act entitled, an act to authorise the

chosen freeholders of the County of Cumberland to build a drawbridge over Cohansey Creek, at the town of Bridgeton, passed the 25th day of January, 1833,"

And have caused the said bill to be re-engrossed.

And that Council have passed the following bills from the House of Assembly, viz:

"An act to authorise the sale of the wood and timber standing on certain real estate of Peter Drummond, of the county of Monmouth, a lunatic,"

"An act authorising the sale of a part of the State Lands at Paterson"

"An act to provide for a Geological and Mineralogical Survey of the State of New Jersey,"

"An act for the relief of Nathan Bolles," and

"A further supplement to the act entitled, an act for the punishment of crimes,"

Without amendment.

The act to authorise Robert Thomson to construct a canal through his land in the township of Bergen, &c.

Was read by its title, and

Ordered to a second reading.

The bill entitled, "A supplement to an act entitled, an act to Incorporate the Alexandria Bridge Company,"

Was read by its title, and

Ordered to a second reading.

The bill entitled, "An act securing to mechanics and others payment for their labour and materials in erecting any house or other building within the limits therein mentioned,"

Was read, and

Referred to Messrs. H. Hilliard, Marshall and Gifford.

Mr. Humphreys, from the committee, reported a bill entitled.

"An act to authorise Josiah Brick to sell real estate in the county of Gloucester,"

Which was read by its title, and

Ordered to a second reading.

Mr. Muir, from the committee to whom was referred the petition of Abraham Vandyne and William Trelease, reported the following resolution:

Resolved, by the Council and General Assembly of this State, That the said Abraham Vandyke, and William Trelease, be released from the payment of the said recognisance.



Which was read, and  
Ordered to a second reading.

Mr. Sloan, with leave, presented a bill supplementary to an act authorising the sale of the real estate of Joseph P. Chamberlain,

Which was read, and  
Ordered to a second reading;

And the rule of the House having been dispensed with, the same was

Agreed to, and  
Ordered to be engrossed for a third reading.

And the rule having been again dispensed with.

The said bill was put on its final passage, and

Upon the question,  
Shall this bill pass?

It was decided in the affirmative unanimously.

The act to prevent the circulation of small notes, for the payment of money,

Was made the order of the day for to-morrow morning at 10 o'clock.

The House then resumed the consideration of the Insolvent Law,

And while under consideration,  
The same was further postponed.

The supplement to the act relative to common schools, passed the sixteenth day of February, eighteen hundred and thirty-one, and for other purposes,

Was taken up in committee of the whole,

Mr. Hight of Monmouth in the Chair,

And having disagreed to the first section of the said bill,

The committee rose,

Reported progress,

And had leave to sit again on to-morrow afternoon.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council had passed the following bill, from the House of Assembly, with amendments:

"An act to incorporate the Yardleville Delaware Bridge Company,"

To which amendments they ask the assent of the House.

The House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY.

FRIDAY MORNING, FEB. 27, 1835.

*Ten o'clock the House met.*

Mr. Whitehead from the committee to whom was referred the bill from Council to regulate the removal of paupers between New Jersey and Pennsylvania, reported the same with sundry amendments,

Which were read, and

The said bill was ordered to stand on a second reading.

Mr. Hight called up the resolution offered by him for Joint-Meeting,

And the same was agreed to as follows :

Resolved, That the Clerk inform Council that the House is ready to go into Joint-Meeting for the appointment of Clerks and Surrogates of Counties, and such other Civil and Military officers as may be necessary, and request Council to name the time and place.

The act for providing a more equal and just system of taxation,

Was again taken up, and

Upon the question of agreeing to the first section thereof,

The yeas and nays being ordered, the said first section was disagreed to by the following vote :

## YEAS,

Messrs. Breese,  
Greer,  
Hopper,  
H. Hilliard,  
Hardenbergh,

Messrs. Hamilton,  
Lindsley,  
S. B. Lippincott,  
Muir,  
McKee,  
Stewart,—11.

## NAYS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Brotzman,  
Burtis,  
Crowell,  
Cooper,  
Flummerfelt,  
Field,  
Fish,  
Garrison,  
Gifford,  
Haight,  
I. Hilliard,  
Hankinson,  
Humphreys,  
Hunt,

Messrs. Johnson,  
Kline,  
Lydecker,  
J. Lippincott,  
Newcomb,  
Parsons,  
Page,  
Ross,  
Runyon,  
Scull,  
Sloan,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,  
Whitekar—34.

Ordered, That the said bill be dismissed.

The engrossed bill to incorporate the Morris and Sussex Manufacturing Company,

Was read three times as amended in Council, and compared,  
And upon the question,  
Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said bill, that the Clerk inform Council that the House has agreed to the amendments made to said bill in Council, and have ordered the same to be re-engrossed.

The act to prevent the circulation of small notes for the payment of money,

Was read by sections,  
Amended, and

Ordered to be engrossed for a third reading.

The House then resumed the consideration of the several Insolvent Laws, and took up the bill entitled,

“An act to repeal part of the act entitled, an act abolishing imprisonment for debt in certain cases, passed 19th February, 1830,”

And while under consideration,

A motion was made to postpone the same until the next session of the Legislature,

And upon a call of the yeas and nays, the said motion was negatived by the following vote :

## YEAS,

Messrs. Brotzman,  
Breese,  
Burtis,  
Flummerfelt,  
Greer,  
Hopper,  
Hardenbergh,  
Humphreys,

Messrs. Hamilton,  
Lydecker,  
J. Lippincott,  
S. B. Lippincott,  
Marshall,  
Shay,  
Stewart,  
Whitekar—16.



## NAYS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Crowell,  
 Cooper,  
 Field,  
 Fish,  
 Gifford,  
 Haight,  
 H. Hilliard,  
 I. Hilliard,  
 Hunt,  
 Johnson,  
 Kline,

Messrs. Lindsley,  
 Muir,  
 M'Kee,  
 Newcomb,  
 Parsons,  
 Page,  
 Ross,  
 Runyon,  
 Scull,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead—2<sup>c</sup>.

House adjourned to three o'clock, P. M.

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FRIDAY AFTERNOON, February 27, 1835.

*Three o'clock the House met.*

The Speaker laid before the House the following communication from His Excellency the Governor:

*To the General Assembly  
of the State of New Jersey:*

I have the honor to inform you that I have lately been put into possession of the original conveyances from Dame Elizabeth Carteret and others, widow and Trustees of Sir George Carteret, formerly sole proprietor of East Jersey, to William Penn, Robert West, Thomas Rudyard, Samuel Groome, Thomas Hart, Richard Mew, Thomas Wilcox, Ambrose Rigg, John Haywood, Hugh Hartshorne, Clement Plumsted, and Thomas Cooper, (afterwards known as the twelve proprietors) conveying to them the whole of his interest in that part of New Jersey.

This interesting document bears date the 2d day of February, 1681, and is in a good state of preservation. It is presented to the State of New Jersey by Dr. William Plumsted, of the United States Navy, and John H. Scheets, Esq., the former a descendent of Clement Plumsted, one of the grantees, and the other connected with the family by marriage, and has been procured through the kind offices of John R. Brown, Esq. of the County of Morris.

I transmit it to you, respectfully requesting that you will make such disposition of it as will ensure its future preservation.

P. D. VROOM

*Executive Department,*        }  
February 7, 1835.        }

Which communication was read, and  
With the document accompanying the same, was  
Referred to Messrs. Whitehead, Marshall and Page.  
Mr. Dickerson, from the committee, reported a bill entitled,  
"An act to raise the sum of forty thousand dollars for the  
year 1835,"

Which was read, and  
Ordered to a second reading,  
And to be printed.

Mr. H. Hilliard, from the committee to whom was referred the bill from Council relative to the lien on buildings in favour of mechanics and others,

Reported the same without amendment,

Which was then read, and

Ordered to a second reading.

A message from Council, by Mr. Westcott, their Secretary, informed the House that Council had passed a Joint Resolution authorising a loan of certain tents and military equipments to the Independent Battalion of New Brunswick,

To which they ask the assent of the House of Assembly.

And that Council had passed the following bill from the House of Assembly,

"A further supplement to an act entitled, an act to incorporate the Paterson and Hudson River Rail Road Company, passed January 21, 1831,"

Without amendment,

And have passed the following bills from the House of Assembly,

With sundry amendments:

"A supplement to an act entitled, an act authorising the enclosure of a certain tract of land, situated in the township of Caldwell, in the county of Essex," passed the 3d day of February, 1820, and

"An act to incorporate the Camden Oil Manufacturing Company,

To which amendments they ask the assent of the House of Assembly.

The Joint Resolution relative to the loan of certain tents, &c.

Was read, and

Ordered to a second reading,

The supplement to the act for the enclosure of a certain tract of land at Caldwell, in the County of Essex,

Was read,

And the amendments made thereto in Council having been

Agreed to,

The said bill was

Ordered to be re-engrossed.

The act to Incorporate the Camden Oil Manufacturing Company,

Was taken up.

And the amendments made thereto in Council having been

Read and severally agreed to,

The said bill was

Ordered to be re-engrossed.

The act to incorporate the Yardleyville Bridge Company,

Was taken up,  
 And the amendments made thereto in Council, were  
 Ordered to be printed,  
 And the bill  
 Was further postponed.

The House again resumed the consideration of the Insolvent  
 Laws,

And after amending the bill last before the House, entitled,  
 "An act to repeal part of the act entitled, an act abolishing  
 imprisonment for debt in certain cases, passed February 19,  
 1830,"

And going through the said bill by sections,  
 The same was  
 Ordered to be engrossed,  
 By yeas and nays, as follows :

### YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Burtis,  
 Crowell,  
 Field,  
 Fish,  
 Garrison,  
 Haight,  
 H. Hilliard,  
 I. Hilliard,  
 Hankinson,  
 Hunt,

Messrs. Johnson,  
 Kline,  
 McKee,  
 Newcomb.  
 Parsons,  
 Page,  
 Ross,  
 Runyon,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead—20.



## NAYS,

Messrs. Brotzman,  
Breese,  
Cooper,  
Dickerson,  
Flummerfelt,  
Greer,  
Gifford,  
Hopper,  
Hardenbergh,  
Humphreys,

Messrs. Hamilton,  
Lydecker,  
J. Lippincott,  
S. B. Lippincott,  
Marshall,  
Scull,  
Shay,  
Stewart,  
Sloan,  
Whitekar—20.

The engrossed bill from Council to authorise the administratrix of Stephen I. Meeker to execute a deed to Wm. B. Woodruff,

Was read by sections, and

Ordered to a third reading.

The bill from Council to authorise the Executors of John Van Saun to fulfil a contract with, and convey land to, Edward Graham,

Was read, considered by sections, and

Ordered to a third reading.

The supplement to the act to incorporate the Lodi Mining Company,

Was read.

Considered, and

Upon the question of engrossing,

Was further postponed.

The bill from Council entitled,

“A supplement to the act respecting Slaves, passed March 14, 1788,”

Was read,

Considered by sections, and

Ordered to a third reading.

The act to authorise Trustees to sell certain real estate of William Biles, dec.,

Was read,

Considered by sections, and

Ordered to be engrossed for a third reading.

“ The supplement to the act entitled, an act to regulate the election of members of the Legislative Council and General Assembly, Sheriffs, and Coroners, in this State,”

Was read, and

Considered, and

The first section disagreed to by the following vote :

### YEAS,

Messrs. Brotzman,  
Cooper,  
Flummerfelt,  
Greer,  
Hopper,  
Haight,  
H. Hilliard,

Messrs. Hardenbergh,  
Hamilton,  
Lydecker,  
Muir,  
Marshall,  
McKee,  
Scull,

Stewart—15.

### NAYS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Burtis,  
Crowell,  
Field,  
Fish,  
Garrison,  
Gifford,  
I. Hilliard,  
Humphreys,  
Hunt,

Messrs. Johnson,  
J. Lippincott,  
Newcomb,  
Parsons,  
Page,  
Ross,  
Runyon,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,

Whitekar—25.

Ordered, That the said bill be dismissed.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council had passed the following bills from the House of Assembly viz:

“An act to incorporate the Jersey City Marine and Fire Insurance Company, in the County of Bergen.”

“An act for the relief of the wife and children of Jacob Rose, of the township of Byram, county of Sussex,” and

“A Joint-Resolution relating to the disposition of certain printing,”

With sundry amendments to said bill and joint-resolution,

To which amendments the assent of the House of Assembly is requested;

And that Council have passed the following bills from the House of Assembly, viz:

“A supplement to an act entitled, an act for suppressing vice and immorality, passed the 16th of March, 1798,”

Without amendment;

And that Council have agreed to the amendments made in the House of Assembly to the bill from Council, entitled,

“An act authorising a Trustee to sell and convey certain real estate, late of Caleb Runk, dec.,”

And have caused said bill to be re-engrossed.

And Council have passed the following bill:

“A supplement to the act entitled, an act to establish the People’s Bank at Patterson, passed the 11th day of December, A. D. 1824,”

To which bill the assent of the House of Assembly is requested.

The act to incorporate the Jersey City Marine and Fire Insurance Company, in the county of Bergen,

Was taken up,

And the amendments made thereto in Council

Having been read and agreed to,

The said bill was ordered to be re-engrossed.

Mr. Parsons, from the committee on that subject, reported a bill further supplementary to the act entitled, an act concerning Landlords and Tenants, passed 10th March 1795,

Which was read by its title, and

Ordered to a second reading.

House adjourned to 10 o’clock to-morrow morning.

## HOUSE OF ASSEMBLY,

SATURDAY MORNING, Feb. 28, 1835.

*Ten o'clock the House met.*

Mr. Haight, from the committee to whom was referred the petition of William Potts, a revolutionary soldier, made the following

## REPORT:

The committee to whom was referred the petition of William Potts, a revolutionary soldier, beg leave to report—

That it appears by the petition and affidavits produced to the committee, that the petitioner served as a soldier through the whole of the revolutionary war, that he entered the service of his country in the eighteenth year of his age, as a volunteer militia man, and continued in that service under different commanders until the close of the war, that he is now seventy-five years of age, and unable to support himself and his aged wife.

The case presented by the petitioner is one which strongly addresses itself to the sympathy of the committee; but does not bring the petitioner within the principles upon which the Legislature of New Jersey have ever granted relief. It appears from the petition that on the passage of the law of the 7th June, 1832, by the Congress of the United States, granting pensions to revolutionary soldiers, the petitioner made his application, as the law directed, to the Secretary of War, and in due time received from the said department a certificate for the sum to which he was considered to be entitled by the said department.



The committee, therefore, are of opinion, that it is not expedient at this time to grant the prayer of the petitioner, but would recommend to him the renewal of his application to the Department of War, as his claim appears to be a just one, and not to have received that attention to which he was entitled; and that he have leave to withdraw his papers for that purpose.

By order of the Committee,

T. G. HAIGHT, Chairman.

The act for the relief of the wife and children of Jacob Rose, of the township of Byram, in the county of Sussex,

Was taken up,

And the amendments made thereto in Council having been read and agreed to,

The same was ordered to be re-engrossed for a third reading.

The Joint Resolution relating to the disposition of certain printing,

Was taken up,

And the amendment made thereto in Council having been Read and agreed to, the same was

Ordered to be re-engrossed for a third reading.

The bill from Council being,

"A supplement to the act entitled, an act to establish the People's Bank at Paterson, passed the 11th day of December, A. D. 1824,"

Was read by its title, and

Ordered to second reading.

The engrossed bill supplementary to the act for the better relief and employment of the poor, in the county of Salem,

Was read, as amended in Council,

And upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The act to incorporate the Camden Oil Manufacturing Company.

Agreed to, and

Was read as amended in Council, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative as follows:

## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Brotzman,  
 Breese,  
 Burtis,  
 Cooper,  
 Flummerfelt,  
 Greer,  
 Garrison,  
 Gifford,  
 Hopper,  
 H. Hilliard,  
 Hankinson,  
 Hardenbergh,  
 Humphreys,  
 Hamilton,  
 Hunt,  
 Johnson,

Messrs. Kline,  
 Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Marshall,  
 McKee,  
 Newcomb,  
 Page,  
 Runyon,  
 Scull,  
 Shay,  
 Stewart,  
 Sloan,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,

Whitekar—39.

## NAY,

Mr. Ross—1

The act for the enclosure of a certain tract of land in the township of Caldwell, in the county of Essex,

Was taken up,

And the amendment made thereto in Council having been

Read and agreed to,

Upon the question,

Shall this bill pass?

It was determined in the affirmative as follows:

## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Brotzman,  
 Burtis,  
 Cooper,  
 Fish,  
 Garrison,  
 Gifford,  
 Hopper,  
 H. Hilliard,  
 Hankinson,  
 Hardenbergh,  
 Hamilton,  
 Lydecker,  
 J. Lippincott,

Messrs. S. B. Lippincott,  
 Marshall,  
 McKee,  
 Newcomb,  
 Page,  
 Ross,  
 Runyon,  
 Scull,  
 Stewart,  
 Sloan,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar—32.

## NAYS,

Messrs. Flummerfelt,  
 Greer,

Messrs. Lindsley,  
 Shay,—4.

The act to incorporate the Jersey City Marine and Fire Insurance Company,

Was read, as amended in Council, and

Agreed to, and

Upon the question,

Shall this bill pass?

It was determined in the affirmative by the following vote:

## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Breese,  
 Burtis,  
 Cooper,  
 Flummerfelt,  
 Fish,  
 Greer,  
 Garrison,  
 Hopper,  
 H. Hilliard,  
 I. Hilliard,  
 Hankinson,  
 Hardenbergh,  
 Humphreys,  
 Hamilton,  
 Hunt,  
 Johnson,

Messrs. Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Marshall,  
 McKee,  
 Newcomb,  
 Page,  
 Ross,  
 Runyon,  
 Scull,  
 Shay,  
 Stewart,  
 Sloan,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,

Whitaker—39.

## NAY,

Mr. Brotzman—1.

Ordered, That the Speaker sign the said bills, that the Clerk inform Council, that the House of Assembly have agreed to the amendments made in Council, and have ordered the said bills to be re-engrossed.

The engrossed bill from Council to authorise the executors of John Van Saun to convey land, &c. to Edward Graham,

Was read three times,

And upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The bill from Council to authorise Eliza Meeker, the widow



and administratrix of Stephen I. Meeker, dec., to convey land and fulfil a contract with Wm. B. Woodruff,

Was read three times, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The bill from Council to authorise trustees to sell and convey certain real estate of William Biles, deceased.

Was read three times, and

Upon the question,

Shall this bill pass?

It was determined in the affirmative by the following vote:

### YEAS.

Messrs. Ackerman,

Biddle,

Bryant,

Brotzman,

Breese,

Burtis,

Cooper,

Flummerfelt,

Fish,

Greer,

Garrison,

Gifford,

Hopper,

I. Hilliard,

Hankinson,

Humphreys,

Hamilton,

Messrs. Hunt,

Johnson,

Kline,

Lydecker,

J. Lippincott,

S. B. Lippincott,

Marshall,

McKee,

Page,

Runyon,

Scull,

Shay,

Stewart,

Sloan,

Smith,

Stiles,

Thompson,

Vandyke,—35.

### NAYS.

Messrs. Ross and Whitehead—2.

Ordered, That the Speaker sign the said bills, and that the Clerk inform Council they have passed this House, without amendment.

The act further supplementary to the act respecting slaves,  
Was read three times, and

Upon the question,

Shall this bill pass ?

It was determined in the negative as follows :

### YEAS,

Messrs. Ackerman,  
Bryant,  
Brotzman,  
Breese,  
Cooper,  
Flummerfelt,  
Fish,  
Gifford,  
Hopper,  
Hankinson,  
Hunt,

Messrs. Lydecker,  
S. B. Lippincott,  
Newcomb,  
Page,  
Ross,  
Runyon,  
Scull,  
Stewart,  
Sloan,  
Vandyke,  
Whitehead,

Whitekar—23.

### NAYS,

Messrs. Greer,  
Garrison,  
H. Hilliard,  
I. Hilliard,  
Hardenbergh,  
Humphreys,  
Hamilton,  
Johnson,

Messrs. Kline,  
Lindsley,  
J. Lippincott,  
Muir,  
Marshall,  
McKee,  
Stiles,  
Thompson—16.

Ordered, That the Clerk return the said bill to Council, and inform them that the House of Assembly has disagreed thereto.

The act to drain lowlands in Black River, in the County of Morris,

Having been read three times and compared,

Upon the question,

Shall this bill pass?

It was determined in the affirmative as follows:

### YEAS,

Messrs. Ackerman,  
Brotzman,  
Breese,  
Burtis,  
Cooper,  
Flummerfelt,  
Field,  
Fish,  
Gifford,  
Hopper,  
H. Hilliard,  
I. Hilliard,  
Hankinson,  
Humphreys,

Messrs. Johnson,  
Kline,  
Lydecker,  
Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Stewart,  
Sloan,  
Smith,  
Stiles,  
Vandyke,—28.

### NAYS,

Messrs. Dickerson,  
Greer,  
Garrison,  
Hardenbergh,  
Hamilton,  
Hunt,

Messrs. Newcomb,  
Page,  
Ross,  
Shay,  
Thompson,  
Whitehead—12.

Ordered, That the Speaker sign the said bill, that the Clerk carry the same to Council, inform them of its passage, and request their assent thereto.

The House went into committee of the whole,

Mr. Hamilton, of Sussex, in the Chair,

And took up the act making further appropriation for the new State Penitentiary, and after going through and amending the same, the committee rose, and reported the bill to House with amendments,

Which were read, and agreed to;

And the rule of the House having been dispensed with, the said bill was read a second time, and

Ordered to be engrossed for a third reading.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council had passed the following bills:

"An act to authorise Hannah Woolever, administratrix of Peter I. Woolever, to convey certain lands therein mentioned," and

"An act authorising William Tinsman to convey certain lands therein mentioned ;"

To which bills they ask the assent of the House.

And that Council have passed the following bills from the House of Assembly,

Without amendment.

"An act to enable Albert Albestervelt, late collector of the county of Bergen, to settle with the State Treasurer,"

And,

"An act to incorporate the Assanpink Manufacturing Company ;"

And that Council had disagreed to the bill from the House of Assembly entitled,

"An act relative to the unincorporated religious Society of Friends in this State,"

And returned the same ;

And that Council would be ready to go into Joint-Meeting for the purpose of appointing Clerks and Surrogates of Counties, and such other Civil and Military officers as may be deemed necessary, at 10 o'clock in the forenoon of Wednesday next, in the Assembly Room.

The engrossed bill from Council to authorise Hannah Woolever, administratrix of Peter Woolever, dec., to convey certain lands therein mentioned,



Was read by its title, and  
Ordered to a second reading.

The bill from Council to authorise William Tinsman to convey certain lands therein mentioned,

Was read by its title, and  
Ordered to a second reading.

The supplement to the act to incorporate the Lodi Mining Company,

Were taken up, and  
Ordered to be engrossed for a third reading.  
House adjourned to 3 o'clock, P. M.

SATURDAY AFTERNOON, Feb. 28, 1835.

*Three o'clock the House met.*

The act to divorce Joseph Nesbit,  
Was taken up, and  
On motion of Mr. H. Hilliard,  
Postponed to the next session of the Legislature.

The act to change the time of holding Courts in the counties of Bergen and Essex,

Was read, and  
Ordered to a third reading.

The act to regulate fishing at certain seasons of the year in the counties of Morris and Essex,

Was read, and  
Ordered to a third reading.

The act to authorise A. P. Atkinson, Guardian of the heirs of Timothy Corlies, to sell real estate,

Was read,  
Considered by sections, and  
Ordered to be engrossed for a third reading.

The joint resolution for payment of the witnesses fees who attended the Legislature in 1831, upon the subject of the charter of the New Hope Delaware Bridge Company,

Was taken up, read, and

Ordered to be engrossed for a third reading.

The act to incorporate the Yardleville Delaware Bridge Company,

Was taken up,

And the amendments made thereto in Council having been read,

And severally agreed to,

The said bill was

Ordered to be re-engrossed for a third reading.

The act to incorporate the New Jersey Mining Company,

Was read,

Considered by sections, and

Ordered to a third reading.

The act to authorise the sale of the real estate of Stewart Wilson, a lunatic,

Was read, and

Ordered to a third reading.

The act to authorise Joseph Smith, Restore S. Lamb, and John Chambers, to erect a dam, flood-gates, &c., over Rancocus Creek,

Was read a second time, and

Ordered to a third reading.

The supplement to act to incorporate the Mechanics and Manufacturers Bank at Trenton,

Was read a second time,

Considered by sections, and

Ordered to be engrossed for a third reading.

The act to enable the owners of swamps and marshes to improve the same,

Was read a second time, and

Ordered to be postponed.

The act supplementary to the act to authorise John Deun to cut a canal in the county of Salem, &c.,

Was read,

Considered by sections, and

Ordered to be engrossed for a third reading.

The Resolution for releasing and discharging Abraham Van

Duyn and William Trelease, of the county of Morris, from a certain recognisance entered into by them,

Was read a second time,

Agreed to, and

Ordered to be engrossed for a third reading.

House adjourned to Monday morning next at 10 o'clock.

## HOUSE OF ASSEMBLY,

MONDAY MORNING, March 2, 1835,

*House met at 10 o'clock*

The engrossed bill from Council to regulate fishing at certain times of the year, on the Passaic, in the counties of Morris and Essex,

Was read three times, and

Upon the question,

Shall this bill pass?

It was determined in the affirmative unanimously.

The engrossed bill from Council to authorise a sale of certain real estate of Steward Wilson,

Was read three times, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said bills, and that the Clerk inform Council of their passage in this House without amendment.

The engrossed resolutions from Council disposing of the public printing,

Was read the third time as amended in Council, and  
 On the question,  
 Shall these joint-resolutions pass?  
 It was decided in the affirmative unanimously.  
 The bill for the relief of the wife and children of Jacob Rose,  
 of Sussex,  
 Was read as amended in Council, and  
 Upon the question,  
 Shall this bill pass?  
 It was decided in the affirmative as follows:

## YEAS,

Messrs. Bryant,  
 Brotzman,  
 Breese,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Fish,  
 Garrison,  
 Gifford,  
 Hopper,  
 Hankinson,  
 Hardenbergh,  
 Humphreys,  
 Hamilton,  
 Hunt,  
 Kline,

Messrs. Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Muir,  
 Marshall,  
 Newcomb,  
 Parsons,  
 Runyon,  
 Scull,  
 Shay,  
 Stewart,  
 Sloan,  
 Smith,  
 Stiles,  
 Vandyke,

Whitekar—33.

## NAY,

Mr. Ross—1.



Ordered, That the Speaker sign the said bill and Joint Resolution, that the Clerk inform Council that the House have agreed to the amendments made in Council, and have caused the said bill and resolution to be re-engrossed.

Mr. Muir offered the following resolution:

“Resolved, That during the residue of this sitting, public bills shall take precedence of private, when called for by a majority of the House,”

Which was read, and

Agreed to.

The act to authorise special terms of the Supreme Court.

Was read a second time, and

Engrossed for a third reading.

The act supplementary to the act to incorporate the Lodi Mining Company,

Was read three times, and

Upon the question,

Shall this bill pass?

It was determined in the affirmative unanimously.

The bill from Council relative to the removal of paupers,

Was taken up,

Read by sections, and

The amendments made thereto by a committee of this House.

Having been read and agreed to,

The House, thereupon,

Disagreed to the 1st section of the said bill.

Ordered, That the Clerk return the same to Council, and inform them that the House have disagreed to the 1st section of the said bill.

The act securing to mechanics and others a lien upon buildings,

Was read a second time, and

Ordered to be engrossed for a third reading.

The Joint Resolution granting to Col. Zabriskie the use of certain equipments, &c.

Was read a second time, and

Ordered to a third reading.

The supplement to the charter of the Peoples Bank at Paterson,

Was read three times,

Agreed to, and

Ordered to be engrossed for a third reading.

The supplement to the act concerning landlords and tenants.

Was read a second time, and

Ordered to a third reading.

The act to authorise Hannah Woolever to convey certain lands therein mentioned,

Was read a second time, and

Ordered to a third reading.

The act to raise the sum of forty thousand dollars, for the year 1835,

Was read through by sections,

And postponed,

Upon the fourth section thereof, until afternoon.

The act supplementary to the act to incorporate the Elizabethtown and Somerville Rail Road Company,

Was taken up,

Read a second time,

And postponed,

While the first section was under consideration,

And made the order of the day for afternoon.

House adjourned to 3 o'clock, P. M.

MONDAY AFTERNOON, March 2, 1835.

*Three o'clock the House met.*

Mr. Hardenbergh, from the committee to whom was referred the petition of John McCreedy and Lewis R. Stelle, made the following

### REPORT:

The committee to whom was referred the petition of John McCreedy and Lewis R. Stelle, in regard to the printing done by them the last year in the votes and proceedings of the Assembly, respectfully report:

That it appears from the minutes that the said M<sup>c</sup>Creedy and Stelle were to print thirteen hundred copies of the votes and proceedings, from their offer made; but that by the resolutions finally passed in regard to the printing, they were directed to print sixteen hundred copies, and ought to be allowed for the difference, viz: of three hundred copies.

The committee therefore recommend the following resolution:

Resolved, That it be recommended to the Incidental Committee to allow to John M<sup>c</sup>Creedy and Lewis R. Stelle, the sum of one hundred and eighty-nine dollars for printing three hundred copies of the votes and proceedings of the Assembly of the last year, in addition to their original contract.

By order of the Committee.

C. L. HARDENBERGH, Chairman.

Which report and resolution was read, and  
Unanimously agreed to.

The Joint Resolution for the release of Abraham Van Duyn and William Trelease, from a recognisance entered into by them, in the county of Morris,  
Was read a third time, and  
Upon the question,  
Shall this Joint Resolution pass?  
It was decided in the affirmative unanimously.

The act to authorise A. P. Atkinson to sell certain real estate belonging to the heirs of Timothy Corlies, dec.,  
Was read three times and compared, and  
Upon the question,  
Shall this bill pass?  
It was decided in the affirmative unanimously.

The act supplementary to the act to incorporate the Mechanics and Manufacturers Bank of Trenton,  
Was read three times and compared,  
And upon the question,  
Shall this bill pass?  
It was decided in the affirmative unanimously.

The act supplementary to the act to incorporate the Lodi Mining Company,

Was read three times, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The act making further appropriation for the erection of the New State Penitentiary,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was determined in the affirmative as follows :

### YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Brotzman,  
Breese,  
Crowell,  
Cooper,  
Dickerson,  
Flummerfeit,  
Fish,  
Garrison,  
Gifford,  
Hopper,  
I. Hilliard,  
Hamilton,  
Hardenbergh,  
Humphreys,  
Hunt,

Messrs. Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
M'Kee,  
Page,  
Ross,  
Ryall, (speaker,)  
Runyon,  
Scully,  
Shay,  
Stewart,  
Sloan,  
Smith,  
Stiles,  
Vandyke,  
Whitehead,  
Whitekar—36.

### NAYS,

Messrs. Hankinson,  
Kline,

Messrs. Lydecker,  
Marshall—4.



Ordered, That the Speaker sign the said bills, and that the Clerk inform Council of their passage.

The act supplementary to the act for the relief of persons imprisoned for debt,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was decided in the negative as follows:

### YEAS,

Messrs. Ackerman,  
Bryant,  
Crowell,  
Cooper,  
Field,  
Fish,  
Garrison,  
Haight,  
Hankinson,  
Hunt,  
Johnson,  
S. B. Lippincott,

Messrs. Marshall,  
McKee,  
Newcomb,  
Page,  
Ross,  
Ryall, (speaker)  
Runyon,  
Scully,  
Smith,  
Stiles,  
Thompson,  
Vandyke—24.

### NAYS,

Messrs. Brotzman,  
Breese,  
Dickerson,  
Flummerfelt,  
Gifford,  
Hopper,  
I. Hilliard,  
Hardenbergh,  
Humphreys,

Messrs. Hamilton,  
Lydecker,  
Lindsley,  
J. Lippincott,  
Muir,  
Shay,  
Stewart,  
Sloan,  
Whitaker—18.

Ordered, that the same be dismissed.

The act to change Courts in the counties of Bergen and Essex,

Was read three times,  
And upon the question,  
Shall this bill pass ?

It was decided in the affirmative unanimously.

The act to incorporate the Yardleyville Delaware Bridge Company,

Was read three times as amended in Council, and compared  
And upon the question,  
Shall this bill pass?

It was determined in the affirmative as follows:

### YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Brotzman,  
Breese,  
Crowell,  
Cooper,  
Dickerson,  
Flummerfelt,  
Field,  
Fish,  
Garrison,  
Hopper,  
Haight,  
H. Hilliard,  
I. Hilliard,  
Hankinson,  
Hardenbergh,  
Humphreys,

Messrs. Hamilton,  
Johnson,  
Kline,  
Lydecker,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
McKee,  
Newcomb,  
Page,  
Ross,  
Runyon,  
Stewart,  
Sloan,  
Smith,  
Shay,  
Vandyke,  
Whitehead,  
Whitekar—38.

## NAYS,

Messrs. Greer,  
Gifford,  
Hunt,  
Lindsley,

Messrs. Marshall,  
Ryall, (speaker,)  
Scull,  
Stiles,  
Thompson—9.

Ordered, That the Clerk carry the same to Council, and inform them that the House has passed the former without amendment,

And that the House has agreed to the amendments made in Council to the latter bill, and have caused the same to be re-engrossed.

The bill from Council to incorporate the New Jersey Mining Company,

Was read three times.

And upon the question,

Shall this bill pass?

It was determined in the negative as follows:

## YEAS,

Messrs. Ackerman,  
Bryant,  
Brotzman,  
Breese,  
Cooper,  
Flummerfelt,  
Hopper,  
I. Hilliard,  
Hankinson,  
Hardenbergh,  
Humphreys,

Messrs. Hamilton,  
Lydecker,  
J. Lippincott,  
S. B. Lippincott,  
Muir,  
McKee,  
Shay,  
Sloan,  
Smith,  
Vandyke,  
Whitehead—22.

## NAYS,

Messrs. Biddle,  
Crowell,  
Field,  
Fish,  
Garrison,  
Kline,  
Lindsley,

Messrs. Newcomb,  
Page,  
Ryall, (speaker)  
Scull,  
Stewart,  
Stiles,  
Whitekar—14.

Ordered, that the Clerk inform Council that the House of Assembly have disagreed to the said bill, and return the same to Council.

Mr. Greer, from the committee on that subject, reported a bill entitled,

“An act to defray incidental charges,”

Which was read,

Ordered to a second reading,

And to be printed.

The House resumed the consideration of the bill entitled,

“An act to provide for the compensation of Stephen H. Lutkins, for services therein named,”

And the same having been

Read a second time,

Was agreed to, and

Ordered to be engrossed for a third reading

By the following vote :



## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Brotzman,  
 Crowell,  
 Dickerson,  
 Field,  
 Fish,  
 Haught,  
 I. Hilliard,  
 Humphreys,  
 Hunt,

Messrs. Johnson,  
 J. Lippincott,  
 M'Kee,  
 Newcomb,  
 Page,  
 Ross,  
 Runyon,  
 Smith,  
 Stiles,  
 Thompson,  
 Van dyke,  
 Whitehead,

Whitekar—25.

## NAYS,

Messrs. Breese,  
 Cooper,  
 Flummerfelt,  
 Greer,  
 Garrison,  
 Gifford,  
 Hopper,  
 H. Hilliard,  
 Hankinson,  
 Hamilton,

Messrs. Kline,  
 Lydecker,  
 Lindsley,  
 Muir,  
 Marshall,  
 Ryall, (speaker,)  
 Scull,  
 Shay,  
 Stewart,  
 Sloan—20.

The House then resumed the consideration of the fourth section of the bill entitled,

"An act to raise the sum of forty thousand dollars for the year one thousand eight hundred and thirty-five,"

And while under consideration,

Mr. Whitehead moved to strike out that part of said section which reads as follows:

"All moneys at interest, whether on bond, obligation, or sealed bill, secured by mortgage or judgment, all sealed bills, or notes of hand, or other vouchers for moneys loaned, not otherwise taxed, to be rated, assessed, and taxed on the principal sum of each, after the same rate, and in the same manner, as lands are rated and assessed by this act."

And the yeas and nays being called for and ordered, the House agreed to strike out the said words by the following vote:

### YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Field,  
Fish,  
Gifford,  
Haight,  
Humphreys,  
Hunt,  
Johnson,  
J. Lippincott,

Messrs. Kline,  
Newcomb,  
Page,  
Ross,  
Ryall, (speaker)  
Runyon,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,

Whitekar—23.

## NAYS,

Messrs. Brotzman,  
Breese,  
Cooper,  
Dickerson,  
Flummerfelt,  
Hopper,  
H. Hilliard,  
I. Hilliard,  
Hankinson,  
Sloan,

Messrs. Hardenbergh,  
Hamilton,  
Lindsley,  
S. B. Lippincott,  
Muir,  
Marshall,  
McKee,  
Scull,  
Shay  
Stewart—20.

Mr. Page obtained leave of absence for the remainder of the session.

The House adjourned to 10 o'clock to-morrow morning.

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 HOUSE OF ASSEMBLY,

TUESDAY MORNING, MARCH 3, 1836.

*Ten o'clock the House met*

Mr. Hardenbergh, from the committee to whom was referred the communication of the Pennsylvania Institute for the relief of the Blind, made the following report,

Which was read, and  
Agreed to.

The committee to whom was referred the communication from the Pennsylvania Institute for the relief of the blind, respectfully

## REPORT:

That they have had the subject under consideration, and while they feel every disposition to aid so useful and benevolent an Institution, as the one spoken of, and to promote the charitable and praiseworthy object contemplated, yet, as the finances of the State are now employed to a very large extent in erecting the New Penitentiary, they regret it will not be in their power to recommend an appropriation for the Blind at the present sitting of the Legislature, but advise that the subject be taken up at the next session.

By order of the Committee.

C. L. HARDENBERGH, Chairman.

3d March, 1835.

The engrossed bill supplementary to the act to authorise John Den to cut a canal in the county of Salem,

Was read three times, and compared, and

Upon the question,

Shall this bill pass?

It was determined in the affirmative by the following vote:



## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Brotzman,  
 Crowell,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Field,  
 Fish,  
 Garrison,  
 Gifford,  
 Hopper,  
 Haight,  
 H. Hilliard,  
 Hankinson,  
 Humphreys,  
 Hamilton,

Messrs. Hunt,  
 Lydecker,  
 J. Lippincott,  
 S. B. Lippincott,  
 Muir,  
 McKee,  
 Newcomb,  
 Ross,  
 Ryall, (speaker)  
 Runyon,  
 Scull,  
 Shay,  
 Stewart,  
 Sloan,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,

Whitekar—37.

## NAYS,

Messrs Breese,  
 I. Hilliard,  
 Hardenbergh,

Messrs. Johnson,  
 Lindsley,  
 Rogers,

Whitehead—7.

The act supplementary to the act concerning Landlords and Tenants,

Was read three times and compared, and  
 On the question,  
 Shall this bill pass?  
 It was decided in the affirmative as follows :

## YEAS,

Messrs. Ackerman,  
 Bryant,  
 Brotzman,  
 Breese,  
 Crowell,  
 Cooper,  
 Flummerfelt,  
 Field,  
 Fish,  
 Greer,  
 Hopper,  
 I. Hilliard,  
 Hankinson,  
 Hardenbergh,  
 Hamilton,  
 Hunt,

Messrs. Lindsley,  
 S. B. Lippincott,  
 McKee,  
 Ross,  
 Ryall, (Sp.)  
 Runyon,  
 Rogers,  
 Scull,  
 Stewart,  
 Sloan,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar—32.

## NAYS,

Messrs. Garrison,  
 Humphreys,  
 Johnson,

Messrs. Kline,  
 Lydecker,  
 J. Lippincott,  
 Marshall—7.

The act to authorise holding special terms of the Supreme  
 Court of this State,  
 Having been read three times and compared,  
 Upon the question,  
 Shall this bill pass?  
 It was determined in the affirmative unanimously.

The act to authorise Josiah Brick to sell certain real estate  
 in the county of Gloucester,  
 Was read three times and compared, and  
 On the question,  
 Shall this bill pass?  
 It was determined in the affirmative as follows :

## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Brotzman,  
 Crowell,  
 Dickerson,  
 Flummerfelt,  
 Fish,  
 Greer,  
 Garrison,  
 Gifford,  
 Hopper,  
 Haight,  
 H. Hilliard,  
 Hankinson,  
 Hardenbergh,  
 Humphreys,  
 Humilton,  
 Huut,

Messrs. Johnson,  
 Kline,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Muir,  
 Marshall,  
 Newcomb,  
 Ross,  
 Ryall, (speaker,)  
 Runyon,  
 Shay,  
 Stewart,  
 Sloan,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,

Whitekar—39.

## NAYS,

Messrs. Cooper, Rogers and Scull—3.

The joint resolution for the payment of the fees of certain witnesses who attended before the Legislature in 1831, upon the examination of the New Hope Delaware Bridge Company's charter,

Was read three times and compared, and

Upon the question,

Shall this bill pass?

It was determined in the affirmative as follows:

### YEAS,

Messrs. Brotzman,

Breese,

Crowell,

Cooper,

Dickerson,

Flummerfelt,

Greer,

Garrison,

Gifford,

Hopper,

Haight,

Hankinson,

Hardenbergh,

Humphreys,

Messrs. Hamilton,

Kline,

Lydecker,

S. B. Lippincott,

Muir,

Marshall,

McKee,

Ryall, (Sp.)

Runyon,

Rogers,

Scull,

Shay,

Stewart,

Sloan,

Whitaker—29.

### NAY,

Messrs. Biddle,

I. Hilliard,

Hunt,

Johnson,

Lindsley,

J. Lippincott,

Messrs. Newcomb,

Smith,

Stiles,

Thompson,

Vandyke,

Whitehead—12.



Mr. Marshall moved to re-consider the vote of yesterday, rejecting the bill entitled,

“An act to incorporate the Jersey Mining Company,”

And the House having agreed to said motion, the bill

Was taken up, and

Upon the question,

Shall this bill pass?

It was determined by the following vote in the affirmative:

### YEAS,

Messrs. Ackerman,  
Bryant,  
Brotzman,  
Breese,  
Crowell,  
Cooper,  
Dickerson,  
Flummerfelt,  
Field,  
Garrison,  
Hopper,  
L. Hilliard,  
Hankinson,  
Hardenbergh,  
Humphreys,  
Hamilton,  
Hunt,  
Johnson,

Messrs. Lydecker,  
J. Lippincott,  
S. B. Lippincott,  
Marshall,  
McKee,  
Newcomb,  
Ross,  
Ryall, (Sp.)  
Runyon,  
Rogers,  
Scull,  
Shay,  
Sloan,  
Smith,  
Thompson,  
Vandyke,  
Whitehead,  
Whitekar—36.

### NAYS,

Messrs. Fish,  
Gifford,  
Haight,

Messrs. Kline,  
Lindsley,  
Stewart,

Stiles—7.

Ordered, That the Speaker sign the said bills, and that the Clerk inform Council of their passage.

The bill from Council securing to mechanics and others a lien on buildings within the limits therein mentioned,

Was read three times in the House of Assembly, and

Upon the question,

Shall this bill pass?

It was determined in the affirmative as follows:

### YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Brotzman,  
Breese,  
Crowell,  
Cooper,  
Flummerfelt,  
Field,  
Fish,  
Garrison,  
Hopper,  
I. Hilliard,  
Hankinson,  
Humphreys,  
Hamilton,  
Hunt,

Messrs. Johnson,  
J. Lippincott,  
S. B. Lippincott,  
Marshall,  
McKee,  
Newcomb,  
Ross,  
Runyon,  
Rogers,  
Scull,  
Shay,  
Stewart,  
Sloan,  
Smith,  
Stiles,  
Whitehead,  
Whitekar—24.

### NAYS,

Messrs. Dickerson,  
Greer,  
Gifford,  
Haight,

Messrs. H. Hilliard,  
Hardenbergh,  
Lindsley,  
Ryall, (speaker)  
Thompson—9.

The Joint Resolution granting to Col. James C. Zabriskie the use of certain military equipments,

Was read, and

Agreed to, and

Upon the question,

Shall this Resolution pass?

It was decided in the affirmative unanimously.

The bill from Council to authorise Joseph Smith and others to erect a dam and other water works across Rancocus Creek, in the county of Burlington,

Was read, and

Agreed to, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The bill from Council supplementary to the act to incorporate the Peoples Bank at Paterson,

Was read three times,

And upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the said bills, that the Clerk carry the same to Council, inform them of their passage in this House without amendment.

The bill from Council entitled,

"An act to prevent the circulation of small notes, for the payment of money.

Was read the third time as amended,

And thereupon,

Mr. Vandyke moved to postpone the same until the next session of the Legislature,

And the House refused to postpone by the following vote:

## YEAS,

Messrs. Ackerman,  
Bryant,  
Crowell,  
Fish,  
Gifford,  
Hopper,

Messrs. Hunt,  
Ross,  
Runyon,  
Stiles,  
Vandyke,  
Whitehead—12.

## NAYS,

Messrs. Biddle,  
 Brotzman,  
 Breese,  
 Cooper,  
 Dickerson,  
 Flummerfelt,  
 Field,  
 Greer,  
 Garrison,  
 Haight,  
 H. Hilliard,  
 I. Hilliard,  
 Hankinson,  
 Hardenbergh,  
 Humphreys,  
 Hamilton,  
 Johnson,

Messrs. Kline,  
 Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,  
 Marshall,  
 M'Kee,  
 Newcomb,  
 Ryall, (speaker,)  
 Rogers,  
 Scull,  
 Shay,  
 Stewart,  
 Sloan,  
 Stiles,  
 Thompson,  
 Whitekar—34.

And upon the question,  
 Shall this bill pass?

It was decided in the affirmative by the following vote:

## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Brotzman,  
 Breese,  
 Crowell,  
 Cooper,  
 Dickerson,

Messrs. Flummerfelt,  
 Field,  
 Greer,  
 Garrison,  
 Hopper,  
 Haight,  
 H. Hilliard,



Messrs. I. Hilliard,  
 Hankinson,  
 Hardenbergh,  
 Humphreys,  
 Hamilton,  
 Johnson,  
 Kline,  
 Lydecker,  
 Lindsley,  
 J. Lippincott,  
 S. B. Lippincott,

Messrs. Marshall,  
 McKee,  
 Newcomb,  
 Ryall, (Speaker)  
 Rogers,  
 Scull,  
 Shay,  
 Stewart,  
 Sloan,  
 Stiles,  
 Thompson,

Whitekar—37.

### NAYS,

Messrs. Bryant,  
 Fish,  
 Gifford,  
 Hunt,

Messrs. Ross,  
 Runyon,  
 Smith,  
 Vandyke,

Whitehead—9.

Ordered, That the Clerk inform Council that the House of Assembly have passed the said bill,  
 With sundry amendments,  
 To which they ask the assent of Council.

The act to authorise Hannah Woclever, to convey certain lands therein mentioned,  
 Was read three times, and  
 Upon the question,  
 Shall this bill pass?  
 It was decided in the affirmative unanimously.

Mr. Hardenbergh, from the committee to whom was referred the communication of His Excellency the Governor, in relation to the papers in the office of the Secretary of State, connected with the services of the militia during the war, made the following

## REPORT:

The committee to whom was referred the communication from his Excellency the Governor, in relation to the papers in the office of the Secretary of State, connected with the services of the militia during the War of the Revolution, respectfully report the following resolution, viz:

Resolved, by the Council and General Assembly of this State, that the Secretary of State be directed to examine and make a proper selection of all the papers in his office connected in any way with the services of the Militia of this State, during the War of the American Revolution, and that he have the same properly arranged and labelled for future reference, and that he be paid for his services such compensation as the Governor shall deem reasonable.

By order of the Committee.

C. L. HARDENBERGH, Chairman.

3d March, 1835.

Which report was read, and  
Agreed to,  
And the resolution  
Ordered to a second reading.

The act to raise the sum of forty thousand dollars, for the year 1835,  
Was read a second time, and  
Ordered to be engrossed for a third reading.

The supplement to the Elizabethtown and Somerville Rail Road,  
Was taken up,  
And while under consideration,  
The House refused to postpone the same until the next Session of the Legislature, by the following vote :

## YEAS,

Messrs. Cooper,  
Dickerson,  
Greer,  
Hopper,  
Hamilton,  
Hunt,  
Johnson,  
Lydecker,

Messrs Lindsley,  
S. B. Lippincott,  
Ryall, (speaker)  
Rogers,  
Scull,  
Shay,  
Stewart,  
Thompson,

Whitekar—17.

## NAYS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Crowell,  
Flummerfelt,  
Fish,  
Garrison,  
Gifford,  
Haight,  
I. Hilliard,  
Hankinson,  
Humphreys,

Messrs. Kline,  
J. Lippincott,  
Muir,  
Marshall,  
McKee,  
Newcomb,  
Ross,  
Runyon,  
Sloan,  
Smith,  
Stiles,  
Vandyke,

Whitehead—25.

Mr. Hamilton then offered the following section as an amendment to the said bill:

"Sec. 6. And be it enacted, That the Legislature may alter, amend, modify, or repeal this supplement whenever they hereafter think proper so to do."

And the House disagreed to the said section by the following vote:

## YEAS,

Messrs. Cooper,  
Dickerson,  
Flummerfelt,  
Greer,  
Hopper,  
Haight,  
H. Hilliard,  
Humilton,  
Hunt,

Messrs. Lydecker,  
Lindsley,  
S. B. Lippincott,  
Newcomb,  
Scull,  
Shay,  
Stewart,  
Sloan,  
Thompson—18.

## NAYS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Brotzman,  
Crowell,  
Fish,  
Gifford,  
I. Hilliard,  
Hankinson,  
Humphreys,  
Johnson,

Messrs. Kline,  
J. Lippincott,  
Muir,  
Marshall,  
Ross,  
Ryall, (speaker,)  
Runyon,  
Smith,  
Stiles,  
Vandyke,  
Whitehead—22.

The said bill was then  
Ordered to be engrossed for a third reading.  
House adjourned to 3 o'clock, P. M.



TUESDAY AFTERNOON, March 3, 1835.

*Three o'clock the House met.*

The engrossed bill to compensate Stephen H. Lutkins, for services rendered,

Was read three times and compared, and

And upon the question,

Shall this bill pass?

It was decided in the negative as follows:

YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Breese,  
Burtis,  
Crowell,  
Field,  
Fish,  
Hopper,  
I. Hilliard,  
Humphreys,  
Hunt,

Messrs. Johnson,  
S. B. Lippincott,  
Newcomb,  
Parsons,  
Ross,  
Runyon,  
Smith,  
Stiles,  
Thompson,  
Vandyke,  
Whitehead,  
Whitekar—24.

## NAYS,

Messrs. Brotzman,  
 Cooper, ,  
 Flummerfelt,  
 Greer,  
 Garrison,  
 Gifford,  
 Hardenbergh,  
 Hamilton,  
 Kline,  
 Lydecker,

Messrs. Lindsley,  
 J. Lippincott,  
 Muir,  
 Marshall, '  
 McKee,  
 Ryall, (speaker)  
 Rogers,  
 Scull,  
 Shay,  
 Stewart,

Sloan—21.

Ordered, That the same be dismissed.

The act to defray incidental charges,  
 Was read a second time, and  
 Engrossed for a third reading.

The House having dispensed with the rule,  
 The act for raising \$40,000 for the year A. D. 1835,"  
 Was read three times and compared,  
 And on the question,  
 Shall this bill pass?  
 It was decided in the affirmative as follows:

## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Bryant,  
 Brotzman,  
 Breese,  
 Burtis,  
 Crowell,  
 Flummerfelt,  
 Field,  
 Fish,  
 Greer,  
 Garrison,  
 Gifford,  
 Hopper,  
 Haight,  
 I. Hilliard,  
 Humphreys,  
 Hunt,  
 Johnson,

Messrs. Kline,  
 Lydecker,  
 J. Lippincott,  
 S. B. Lippincott,  
 Marshall,  
 McKee,  
 Newcomb,  
 Parsons,  
 Ross,  
 Ryall, (speaker),  
 Runyon,  
 Rogers,  
 Scull,  
 Sloan,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,

Whitekar—39.

## NAYS,

Messrs. Cooper,  
 Dickerson,  
 H. Hilliard,  
 Hardenbergh,

Messrs. Hamilton,  
 Lindsley,  
 Muir,  
 Shay,

Stewart—9.

Mr. H. Hilliard offered the following resolution:

"Resolved, by the Council and General Assembly. That Thomas Coombs be appointed to take charge of the State House and yard, and that the same be used for no other purpose than the transaction of public business, and that he be allowed twenty dollars for his services:"

Which was read and agreed to

Mr. Hamilton, from the committee to whom was referred the resolution relative to the State Library, made the following

### REPORT:

The committee to whom was referred the subject of the State Library, beg leave to report: That it appears from a statement of the Treasurer that the sum appropriated by the act of 31st December, 1824, for the gradual increase of the State Library, has been paid and applied as directed by the said act, except the sum of \$95.91 which has not been drawn. The committee would recommend a continuance of the said act, which expired on the 31st of last December, with such alterations as would supply the places vacated, and with that view report a bill.

The committee would recommend the formation and adoption of a set of rules for the better arrangement and management of the Library.

BENJ. HAMILTON, Chairman.

Which was read, and

Agreed to, and

Was accompanied by a bill entitled,

"An act to provide for the gradual increase of the State Library,"

Which was read, and

Ordered to a second reading,

And the rule of the House having been dispensed with,

The said bill was



Engrossed for a third reading.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council had passed the following bills from the House of Assembly.

"A supplement to an act entitled, an act for the enclosure of a certain tract of woodland, in the township of Saddle River, in the county of Bergen, passed the 26th day of Feb. 1816,"

"A supplement to the act entitled, an act to authorise the sale and conveyance of the real estate of Joseph P. Chamberlain, deceased,"

"An act to authorize Thomas J. Stryker and Joseph G. Brearly, executors of John S. Chambers, deceased, to fulfil a contract for the sale of a lot of land, made by the said John S. Chambers, deceased with George Sweet and John Sweet,"

"An act making further appropriation for erecting and finishing the State Penitentiary,"

Without amendment;

And that Council have passed a bill entitled,

"A supplement to an act entitled, an act abolishing imprisonment for debt in certain cases, passed February 19, 1830,"

To which bill the assent of the House of Assembly was requested.

Mr. Hamilton, from the committee to whom was referred the Joint Resolution from Council relative to the policy of the State in refusing to pass a law for any other rail road, &c. made the following

## REPORT:

The committee to whom was committed the Joint Resolution, "*That the passage of any act by this Legislature, authorising or recognising any other Rail Road or Roads, which shall be intended or used for the transportation of passengers or merchandise between the cities of New York and Philadelphia, would be unjust, impolitic, in violation of the plighted faith of the State, and deeply injurious to its interests,*" beg leave to report: That while they are of the opinion that the objections against the said resolution, urged by the minority of the committee, are not well taken; yet, as the Assembly have already expressed their opinion on the subject of the said resolution, by the rejection of the bill entitled, "An act to amend the charter of the Trenton and New Brunswick Turnpike Company," the com-

mittee would report the said resolution without amendment, and recommend that the same be postponed to the next session of the Legislature.

By order of the Committee.

BENJ. HAMILTON, Chairman.

Which was read, and  
Mr. Whitehead moved to lay the said report on the table,  
And the House refused to agree to said motion by the following vote:

### YEAS,

Messrs. Ackerman,  
Bryant,  
Crowell,  
Dickerson,  
Hopper,  
H. Hilliard,  
Humphreys,  
Johnson,  
Lindsley,

Messrs. J. Lippincott,  
Marshall,  
Newcomb,  
Parsons,  
Ross,  
Runyon,  
Smith,  
Vandyke,  
Whitehead—18.

### NAYS,

Messrs. Brotzman,  
Breese,  
Burtis,  
Cooper,  
Field,  
Fish,  
Greer,  
Garrison,

Messrs. I. Hilliard,  
Hankinson,  
Hardenbergh,  
Hamilton,  
Kline,  
S. B. Lippincott,  
Muir,  
McKee,

Messrs. Ryall, (speaker)  
Rogers,  
Scully,  
Shay

Messrs. Stewart,  
Sloan,  
Stiles,  
Thompson,

Whitekar—25.

Mr. Whitehead then moved that the further consideration of the said report be postponed,

And the House having refused to postpone the further consideration thereof, the same was

Agreed to by yeas and nays as follows:

### YEAS,

Messrs. Brotzman,  
Burtis,  
Cooper,  
Flummerfelt,  
Field,  
Fish,  
Greer,  
Gifford,  
Haight,  
Hankinson,  
Hardenbergh,  
Hamilton,  
Kline,

Messrs. Lindsley,  
J. Lippincott,  
S. B. Lippincott,  
M'Kee,  
Ryall, (speaker,)  
Rogers,  
Scully,  
Shay,  
Stewart,  
Sloan,  
Stiles,  
Thompson,  
Vandyke—26.

## NAYS,

Messrs. Ackerman,  
 Bryant,  
 Crowell,  
 Dickerson,  
 H. Hilliard,  
 I. Hilliard,  
 Humphreys,

Messrs. Hunt,  
 Johnson,  
 Newcomb,  
 Parsons,  
 Ross,  
 Runyon,  
 Smith,

Whitehead—15.

The said resolution was then postponed until the next session of the Legislature.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council had passed the bill from the House entitled,

“An act to authorise the holding special terms of the Supreme Court,”

With an amendment,

To which they ask the assent of the House of Assembly.

And that Council have disagreed to the Joint Resolution from the House of Assembly compensating certain witnesses attending an investigation of the affairs of the New Hope Delaware Bridge Company in 1831,”

The act authorising the holding of special terms of the Supreme Court,

Was taken up,

And the amendments made thereto in Council having been read, the House disagreed to the same.

Ordered, That the Clerk inform Council that this House have disagreed thereto.

The act to abolish public executions,

Was taken up,

And having been amended, and

Read the second time,

Was ordered to a third reading.



Mr. Whitehead offered a resolution disposing of certain copies of the Votes and Proceedings of the Provincial Congress, which have been printed by order of this House, and the said resolution having been read, was amended and agreed to in the words following, to wit:

Resolved, by the Council and General Assembly of this State, That the Treasurer of this State deliver to each member of the Council and General Assembly of this present Legislature, and to the Secretary of Council and Clerk of the Assembly, five copies for distribution, of the proceedings of the Provincial Congress, and other documents ordered to be printed by a resolution of the present Legislature, and one copy to each incorporated Library Company of this State.

And thereupon the said Resolution was  
Ordered to a second reading;  
And the rule having been dispensed with,  
The said Resolution was read a third time,  
And engrossed for a third reading.

The act to authorise the Philadelphia and Trenton Rail Road Company, to construct a via-duct across the Delaware River, at Trenton,  
Was called up,  
And dismissed from the files of the House.

Mr. Marshall, from the committee to whom was referred the petition of sundry persons relating to the statute of limitation, reported that it was inexpedient to legislate on the subject at the present session.

Report read, and  
Agreed to.

Mr. Lydecker obtained leave of absence for the remainder of the session.

The House went into nominations for Joint Meeting, and after spending some time therein, the House was called to order, and the lists compared.

A message from Council, by Mr. Westcott, their Secretary, informed the House that Council adhere to their amendment made to the bill from the House, entitled,

“An act to authorise the holding of special terms of the Supreme Court,”

And thereupon Messrs. Hardenbergh, H. Hilliard, and

Whitehead, were appointed a committee of conference on the part of this House.

The bill from Council to repeal an act for draining swamps and low lands near A. P. Bogart's, in the county of Bergen,

Was read three times, and

Ordered to a third reading.

House adjourned to 10 o'clock to-morrow morning.

## HOUSE OF ASSEMBLY,

WEDNESDAY MORNING, March 4, 1835,

*House met at 10 o'clock*

Mr. Whitehead from the committee to whom was referred the communication of the Governor, transmitting certain deeds and papers of the twelve proprietors, made the following

### REPORT:

The committee to whom was referred the communication of his Excellency, transmitting the original conveyances from Dame Elizabeth Carlareet, widow, and others, Trustees of Sir George Carlareet, to William Penn, Robert West, Thomas Rudyard, Samuel Groome, Thomas Hart, Richard Mew, Thomas Wilcox, Ambrose Rigg, John Haywood, Hugh Hartshorne, Clement Plumstead, and Thomas Cooper, afterwards known as the twelve proprietors for the province of East New Jersey, beg to report—

That they have examined the said conveyance, and also an instrument accompanying the same, executed by the twelve proprietor, agreeing that there should be no right of survivorship under said conveyance, and are of opinion that the same ought, on many accounts, to be carefully preserved amongst the records of the State, and especially as said conveyance constitutes one of the links in the chain of title of the citizens of this State, to the lands in East Jersey, and is the evidence of an interesting event in the History of the country.

The following resolutions are respectfully submitted:

1. Resolved, That the said Instrument be deposited in the office of the Secretary of State, and carefully preserved, and that the Secretary of State be requested to cause accurate copies of the same to be prepared and printed in connexion with the acts of the present Legislature.

2. Resolved, That the Speaker present the thanks of this House to Dr. William Plumsted, of the U. S. Navy, and to John H. Scheetz, Esq., the former a descendent of Clement Plumsted, one of the grantees, and the latter connected with the family by marriage, to whose liberality the State is indebted for the presentation of said conveyance, and also to John R. Brown, Esq. of the county of Morris, through whose good offices the same has been procured.

ASA WHITEHEAD, Chairman

Which was read, and

Agreed to unanimously.

The act supplementary to the act to incorporate the Elizabethtown and Somerville Rail Road Company,

Was taken up, and

Rread the third time and compared, and

The House having refused to postpone the same until the next Session of the Legislature,

Upon the question,

Shall this bill pass?

It was determined in the negative by the following vote:

## YEAS,

Messrs. Biddle,  
 Bryant,  
 Brotzman,  
 Crowell,  
 Fish,  
 Garrison,  
 Gifford,  
 Hopper,  
 I. Hilliard,  
 Hankinson,  
 Hardenbergh,  
 Humphreys,

Messrs. Kline,  
 J. Lippincott,  
 Muir,  
 Marshall,  
 McKee,  
 Ross,  
 Ryall, (speaker)  
 Runyon,  
 Smith,  
 Stiles,  
 Vandyke,  
 Whitehead—24.

## NAYS,

Messrs. Burtis,  
 Cooper,  
 Greer,  
 Hamilton,  
 Hunt,  
 Lindsley,

Messrs. S. B. Lippincott,  
 Parsons,  
 Rogers,  
 Scull,  
 Shay,  
 Thompson,

Whitekar—13.

Ordered, That the said bill be dismissed.

The act to provide for the gradual increase of the public library,

Was read three times and compared, and

On the question,

Shall this bill pass?

It was decided in the affirmative unanimously.



Ordered, That the Speaker sign the said bill, that the Clerk inform Council of its passage, and request their assent to the same.

The bill from Council entitled, a supplement to the act for the relief of persons imprisoned for debt, passed February 19, 1830,

Was read three times, and

Upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The following bills were called up and severally postponed until the next session of the Legislature:

“An act for the more equal representation of the several counties in this State.”

“The supplement to the New Jersey Hudson and Delaware River Rail Road,” and

“The act to authorise the removal of obstructions in the Passaic River at or near Little Falls.”

The engrossed bill from Council to authorise Robert Thompson to cut a canal through his lands, in the township of Bergen, Was read,

And the House having disagreed to the 1st section thereof,

The said bill was dismissed from the files of the House.

The act to ratify a certain agreement between the city of Trenton and the Delaware and Raritan Canal Company,

Was read, and

Ordered to be engrossed for a third reading

The Joint Resolution for disposing of certain copies of the proceedings of the Provincial Congress of New Jersey,

Was read three times and compared, and

Upon the question,

Shall this Resolution pass?

It was decided in the affirmative as follows :

## YEAS,

Messrs. Ackerman,  
 Biddle,  
 Brotzman,  
 Breese,  
 Burtis,  
 Crowell,  
 Cooper,  
 Flummerfelt,  
 Fish,  
 Gifford,  
 Hopper,  
 I. Hilliard,  
 Haskinson,  
 Hardenbergh,  
 Humphreys,  
 Hamilton,  
 Hunt,  
 Johnson,  
 Kline,

Messrs. J. Lippincott,  
 S. B. Lippincott,  
 Lydecker,  
 Marshall,  
 McKee,  
 Newcomb,  
 Parsons,  
 Ross,  
 Ryall, (Sp.)  
 Rogers,  
 Scull,  
 Shay,  
 Stewart,  
 Smith,  
 Stiles,  
 Thompson,  
 Vandyke,  
 Whitehead,  
 Whitekar—38.

## NAYS,

Messrs. Bryant,  
 Greer,  
 Garrison,

Messrs. H. Hilliard,  
 Lindsley,  
 Muir—6.

The act to defray incidental charges,  
 Was taken up,  
 Read three times and compared, and  
 Upon the question,  
 Shall this bill pass?  
 It was decided in the affirmative unanimously.

The Resolution offered yesterday by Mr. H. Hilliard, relating to the care of the State House and Yard,

Was taken up,

Re-considered,

And thereupon the same was amended by striking out the words "Council and,"

And agreed to as amended.

Ordered. That the papers relating to the following Divorces be withdrawn and returned to the several petitioners:—Jesse C. Davissor—Thomas Schumo—Joseph Carling—Matilda Tanner—Mary Freeman—Ann Frost.

Ordered. That the papers in the case of Stephen H. Lutkins be withdrawn.

The proceedings of a meeting at Rahway on the subject of the removal of the seat of Government to Perth Amboy,

Were read,

On motion of Mr. Crowell,

And on the question of granting leave to the petitioners to bring in a bill at the next session of the Legislature,

The House refused to grant leave.

The act to authorise limited partnerships,

Was postponed until the next session of the Legislature.

The act supplementary to the act to prevent horse racing, passed Feb. 15, 1811,

Was read the third time,

And the rule of the House having been dispensed with,

The said bill was ordered to be engrossed by the following vote:

## YEAS,

Messrs. Ackerman,  
Biddle,  
Bryant,  
Bretzman,  
Eurtis,  
Cooper,  
Crowell,  
Dickerson,

Messrs. Field,  
Fish,  
Greer,  
Gifford,  
Hopper,  
Haight,  
H. Hilliard,  
I. Hilliard,

Messrs. Humphreys,  
Hamilton,  
Kline,  
J. Lippincott,  
Muir,  
Marshall,  
M'Kee,

Messrs. Parsons,  
Ryall, (speaker,)  
Runyon,  
Stewart,  
Sloan,  
Smith,  
Vandyke—30.

### NAYS,

Messrs. Breese,  
Flummerfelt,  
Garrison,  
Hardenbergh,  
Hunt,  
Johnson,  
Lindsley,

Messrs. Newcomb,  
Ross,  
Roges,  
Shay,  
Stiles,  
Thompson,  
Whitehead,

Whitekar—15.

House adjourned to 3 o'clock, P. M.

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WEDNESDAY AFTERNOON, March 4, 1835.

*House met at three o'clock.*

The engrossed bill from Council to repeal an act authorising the draining of certain lowlands near Abraham P. Bogart's, in



the county of Bergen,

Was read three times,

And upon the question,

Shall this bill pass?

It was decided in the affirmative unanimously.

The act supplementary to the act to prevent horse racing,  
passed 15th February, 1811,

Was read three times and compared, and

The rule of the House having been dispensed with,

Upon the question,

Shall this bill pass?

It was determined in the affirmative as follows :

### YEAS,

Messrs. Ackerman,

Biddle,

Brotzman,

Burtis,

Crowell,

Cooper,

Field,

Fish,

Gifford,

Haight,

H. Hilliard,

L. Hilliard,

Humphreys,

Messrs. Hamilton,

Johnson,

Kline,

Lindsley,

J. Lippincott,

McKee,

Parsons,

Ryall, (speaker)

Runyon,

Rogers,

Scull,

Stewart,

Sloan,

Smith - 27.

### NAYS,

Messrs. Bryant,

Breese,

Dickerson,

Flummerfelt,

Greer,

Messrs. Garrison,

Hopper,

Hankinson,

Hardenbergh,

Hunt,

Messrs. S. B. Lippincott,	Messrs. Shay,
Muir,	Stiles,
Marshall,	Thompson,
Newcomb,	Vandyke,
Ross,	Whitehead,

Whitekar—21.

The act to ratify an agreement between the city of Trenton,  
and the Delaware and Raritan Canal Company,  
Was read three times and compared, and  
Upon the question,  
Shall this bill pass?  
It was decided in the affirmative unanimously.

The act to amend the charter of the City of New Brunswick  
Was read,  
And while under consideration,  
Was ordered to be postponed unto the next session of the  
Legislature.

The act to incorporate the Medford Bank,  
Was called up, and  
Postponed until the next session.

Ordered, that all Divorce Bills not acted on, be dismissed  
from the files of the House.

The act to incorporate the Alexandria Bridge Company,  
Which had passed Council,  
Was taken up,  
On its second reading,  
And the rule having been dispensed with,  
The same was  
Read the third time, and  
On the question,  
Shall this bill pass?  
It was determined in the affirmative by the following vote :

## YEAS,

Messrs. Brotzman,  
Breese,  
Burtis,  
Crowell,  
Cooper,  
Dickerson,  
Flummerfelt,  
Field,  
Fish,  
Garrison,  
Gifford,  
Hopper,  
Haight,  
I. Hilliard,  
Hankinson,

Messrs. Hamilton,  
Johnson,  
J. Lippincott,  
S. B. Lippincott,  
Marshall,  
McKee,  
Parsons,  
Ryall, (speaker,)  
Runyon,  
Rogers,  
Scull,  
Shay,  
Stewart,  
Sloan,  
Smith—30.

## NAYS,

Messrs. Greer,  
Hardenbergh,

Messrs. Lindsley,  
Stiles,

Whitehead—5.

Ordered, That the Speaker sign the said bill, and that the Clerk inform Council of its passage in this House without amendment.

Mr. Hopper, with leave, presented a bill entitled, "a supplement to the act for the protection of certain real estate in the county of Bergen, belonging to the State of New Jersey, and late of John G. Leake, deceased.

Which was read, and

Ordered to a second reading,

And thereupon,

The said bill was postponed unto the next session of the Legislature.

Mr. Whitehead offered the following resolution:

Resolved, That the Commissioners appointed to take charge of certain real estate belonging to the State of New Jersey, situate in the county of Bergen, and late of John G. Leake, deceased, be requested to ascertain whether any, and if any, what trespass or waste has been committed on said real estate by John Engle, or any other person, and to take measures to prevent any such trespass or waste for the future, and that they make report to the next session of the Legislature.

Which resolution was read,  
And unanimously agreed to.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council had passed the following bills and Joint Resolutions from the House of Assembly, viz:

"A further supplement to the act entitled, a supplement to the act to authorise John Den, of the county of Salem, to shorten the navigation of Salem creek, by cutting a canal."

"An act to authorise Josiah Brick to sell real estate in the county of Gloucester,"

"An act to raise the sum of \$40,000 for the year 1835,"

"A supplement to an act entitled, an act to incorporate the Mechanics and Manufacturers Bank at Trenton, passed Feb. 19, 1834."

"An act to provide for the gradual increase of the State Library,"

"An act to authorise Abraham P. Atkinson, guardian of Margaret C. Corlies, Lydia Corlies, Joseph B. Corlies, Elizabeth Corlies and Ann Corlies, to sell certain real estate in the county of Monmouth,"

"An act to enable the owners and possessors of the meadows and lowlands adjoining Black River, in the township of Chester, in the County of Morris, to drain the same, and to straighten the channel of said river within the limits therein mentioned,"

"The Joint Resolution releasing Abraham Van Duyn and William Trelease, from a certain recognisance,"

"An act to ratify and confirm a certain arrangement therein mentioned,"

"An act to defray incidental charges,"

"The Joint Resolution disposing of certain copies of the proceedings of the Provincial Congress,"

Without amendment.

And that Council had receded from their amendment to the bill from the House of Assembly entitled,



“An act to authorise the holding of special terms of the Supreme Court,”

And have passed said bill.

Council have disagreed to the bill from the House of Assembly entitled,

“A supplement to the act entitled, an act to prevent horse racing, passed Feb. 15, 1811,”

And herewith return the same.

And that Council have agreed to the amendments made by Council to the bill from the House of Assembly, entitled,

“An act to prevent the issuing and circulation of small notes, for the payment of money,”

And have caused said bill to be re-engrossed.

The Speaker asked leave of absence for the clerk of the House during the remainder of the Session,

Which having been granted,

Mr. Bryant, of Essex, offered the following resolution:

“Resolved, That the thanks of this House be presented to Richard P. Thompson, Esq. for the prompt, efficient, and courteous manner in which he has discharged the arduous duties of Clerk of this House, during the present session of the Legislature,”

Which was read, and

Unanimously agreed to.

The House adjourned to seven o'clock to-morrow morning.

## HOUSE OF ASSEMBLY,

THURSDAY MORNING, March 5, 1835.

*Seven o'clock the House met.*

Mr. Hardenbergh offered the following resolution:

Resolved, That the Speaker be authorised to convene the House, should he be requested to do so by any four members who may deem the public exigency to require it.

A message from Council, by Mr. Westcott, their Secretary, informed the House that Council had disagreed to the amendments made by the House to the bill from Council entitled,  
 "An act to abolish public executions,"  
 And have caused the same to be re-engrossed.

Council had disagreed to the bill from the House of Assembly entitled,  
 "An act to divorce Catharine Smith from her husband, Clark Smith,"  
 And herewith return the said bill.

And that Council had re-considered their vote of yesterday on the final passage of the bill from the House of Assembly, entitled,

"A supplement to the act entitled, an act to prevent horse racing, passed the 16th February, 1811,"  
 And have passed said bill,  
 Without amendment.

The House of Assembly then adjourned in due form, *sine die*.

ATTEST.

R. P. THOMPSON,

*Clerk of Assembly.*

TRENTON, N. J. March 5, A. D. 1835.











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